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TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

Subchapter B—Loans, Purchases, and Other Operations

[Amdt. 1]

PART 472—WOOL

SUBPART A—1956 INCENTIVE PAYMENT PROGRAM FOR SHORN WOOL

SUBPART B—1956 PAYMENT PROGRAM FOR UNSHORN LAMBS, PULLED WOOL

MISCELLANEOUS AMENDMENTS

The regulations issued by Commodity Credit Corporation and the Commodity Stabilization Service, containing the requirements of the 1956 Incentive Payment Program for Shorn Wool, 21 F. R. 1877, are amended as follows:

1. In § 472.707 (b) at the end of the first sentence, the words "grading, scouring, or carbonizing; or storage." are amended to read as follows: "grading; scouring; or carbonizing." The third and fourth sentences are amended to read as follows: "For the purpose of this program, the producer is expected to deliver his wool packed in bags to his local shipping point and to bear the storage expenses until the wool is sold. Consequently, charges made for furnishing wool bags, storing wool, or transporting wool to the producer's local shipping point shall not be considered marketing charges."

2. In § 472.710 (a), subparagraphs (4), (5), and (6) are amended to read as follows:

§ 472.710 *Contents of sales documents.*

(a) *Sales other than at farm, ranch, or local shipping point.*

(4) The gross sales proceeds or sufficient information from which the gross sales proceeds can be determined, except when the practice is otherwise as provided in subparagraph (5) of this paragraph.

(5) Marketing deductions, if any (see § 472.707 (b)), except as otherwise provided in this subparagraph. The mar-

keting deductions may be itemized or they may be shown on the sales document as a composite figure for all marketing charges with an explanation of what services are included in that figure. If it is the practice of a marketing agency to show, on the sales document, only the net proceeds after marketing deductions, the gross sales proceeds and the amount of the marketing deductions need not be shown, provided the sales document contains a statement reading substantially as follows: "The net sales proceeds after marketing deductions shown herein were computed by deducting from the gross sales proceeds charges for the following marketing services: —

Details of these charges will be furnished on request." All the services for which deductions are made shall be enumerated in the blank space indicated. If a sales document shows charges without specifying their nature, they will be considered marketing charges and will thus diminish the net proceeds on which the incentive payment is computed.

(6) Net proceeds after marketing deductions. If a sales document issued after July 31, 1956, contains a figure for net proceeds after marketing deductions computed for a location other than the producer's farm, ranch, or local shipping point, the person preparing the sales document shall show thereon the name of the location for which the net proceeds have been computed.

3. In § 472.710 (b), the words "the net amount received by the producer for the wool," are amended to read as follows: "the net amount received by the producer for the wool at his farm, ranch, or local shipping point."

4. At the end of this subpart, the following new section is added:

§ 472.723 *Waiver by Executive Vice President or other official.* The Executive Vice President of CCC or his designee and the Deputy Administrator, Production Adjustment, of CSS are authorized to approve waivers covering the submission of evidence by sales documents or by other procedural methods,

(Continued on next page)

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FEDERAL REGISTER

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CFR SUPPLEMENTS

(As of January 1, 1956)

The following Supplements are now available:

Title 26 (1954) Part 221 to end (Rev., 1955) (\$2.25)

Title 38 (\$2.00)

Titles 44-45 (\$1.00)

Title 50 (\$0.60)

Previously announced: Title 3, 1955 Supp. (\$2.00); Titles 4 and 5 (\$1.00); Title 6 (\$1.75); Title 7: Parts 1-209 (\$1.25), Parts 210-899 (Rev., 1955) with Supplement (\$4.50), Parts 900-959 (Rev., 1955) (\$6.00), Part 960 to end (Rev., 1955) with Supplement (\$5.85); Title 8 (\$0.50); Title 9 (\$0.70); Titles 10-13 (\$0.70); Title 14: Parts 1-300 (\$2.50), Part 400 to end (\$1.00); Title 15 (\$1.00); Title 16 (\$1.25); Title 17 (\$0.60); Title 18 (\$0.50); Title 19 (\$0.50); Title 20 (\$1.00); Title 21 (Rev., 1955) (\$5.50); Titles 22 and 23 (\$1.00); Title 24 (\$0.75); Title 25 (\$0.50); Title 26 (1954) Parts 1-220 (Rev., 1955) (\$2.00); Title 26: Parts 1-79 (\$0.35), Parts 80-169 (\$0.50), Parts 170-182 (\$0.30), Parts 183-299 (\$0.35), Part 300 to end, Ch. 1, and Title 27 (\$1.00); Titles 28 and 29 (\$1.25); Titles 30 and 31 (\$1.25); Title 32: Parts 1-399 (\$0.60), Parts 400-699 (\$0.65), Parts 700-799 (\$0.35), Parts 800-1099 (\$0.40), Part 1100 to end (\$0.35); Title 32A (Rev., 1955) (\$1.25); Title 33 (\$1.50); Titles 35-37 (\$1.00); Title 39 (Rev., 1955) (\$4.25); Titles 40-42 (\$0.65); Title 43 (\$0.50); Title 46: Parts 1-145 (\$0.60), Part 146 to end (\$1.25); Titles 47 and 48 (\$2.25); Title 49: Parts 1-70 (\$0.60), Parts 71-90 (\$1.00), Parts 91-164 (\$0.50), Part 165 to end (\$0.65)

Order from Superintendent of Documents, Government Printing Office, Washington 25, D. C.

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with the same force and effect as if they were approved by the President of CCC.

The regulations issued by Commodity Credit Corporation and the Commodity Stabilization Service, containing the requirements of the 1956 Payment Program for Unshorn Lambs (Pulled Wool), 21 F. R. 1883, are amended as follows:

5. In § 472.767 (b), the words "on sheep or lambs" at the end of the first sentence are amended to read "on sheep, lambs, or wool."

6. At the end of this subpart, the following new section is added:

§ 472.772 Waiver by Executive Vice President or other official. The Exec-

utive Vice President of CCC or his designee and the Deputy Administrator, Production Adjustment, of CSS are authorized to approve waivers covering the submission of evidence by sales documents or by other procedural methods, with the same force and effect as if they were approved by the President of CCC.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, sec. 702-709, 68 Stat. 910-912; 15 U. S. C. 714c, 7 U. S. C. 1781-1787, 1446)

Issued this 11th day of July 1956.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture
and President, Commodity
Credit Corporation.

[F. R. Doc. 56-5614; Filed, July 13, 1956;
8:49 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 5882]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

OUTBOARD, MARINE & MANUFACTURING COMPANY

Subpart—Dealing on exclusive and
tying basis: § 13.670 Dealing on ex-
clusive and tying basis.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Inter-
prets or applies sec. 3, 38 Stat. 731; 15 U. S. C.
14) [Cease and desist order, Outboard,
Marine & Manufacturing Company, Milwau-
kee, Wis., and Galesburg and Waukegan, Ill.,
Docket 5882, June 27, 1956]

This proceeding was heard by a hear-
ing examiner on the complaint of the
Commission charging the manufacturer
of "Johnson Sea Horse", "Evinrude", and
"Buccaneer" outboard motors for boats
and parts and accessories therefor—hav-
ing factories and offices at Milwaukee,
Wis., and Galesburg and Waukegan, Ill.,
and accounting for one-third to one-half
of total sales of said products in the
United States—with violating section 3
of the Clayton Act, through selling its
outboard motors to distributors and deal-
ers on the condition that they not deal
in its competitors' products.

After extensive hearings, the proceed-
ing was closed and an initial decision
filed December 29, 1952. The case was
tried and decided—on the theory of, and
the quantitative tests applied by, the
Court in the Standard Stations and simi-
lar cases—on the showing that in 1949
respondent's business accounted for more
than 50 percent of all outboard motor
sales. Accordingly all evidence by re-
spondent justifying its merchandising
practices, as well as evidence to show
actual injury to competitors, was re-
jected by the hearing examiner or
stricken from the record as immaterial.

Upon appeal by respondent, the Com-
mission set the initial decision aside,
stating that such rejected evidence was
material and necessary, and remanded
the case with instructions to reconsider
such rulings.

Since that hearing examiner was then
about to be mandatorily retired for age,
the proceeding was transferred to an-

other hearing examiner for completion.
After extensive additional hearings, the
proceeding was again closed and the
hearing examiner made his initial deci-
sion including findings of fact, conclu-
sions of law,¹ and order to cease and
desist. Respondent's appeal therefrom
was denied and by order of June 27, 1956,
the initial decision was adopted as the
decision of the Commission.

The order to cease and desist is as
follows:

It is ordered, That the respondent,
Outboard Marine and Manufacturing
Company, a corporation, and its officers,
agents, representatives and employees,
directly or through any corporate or
other device, in connection with the offer
for sale, sale or distribution of outboard
motors for boats, or parts therefor, or
other similar or related products in com-
merce, do forthwith cease and desist
from:

1. Selling or making any contract or
agreement for the sale of any such prod-
ucts on the condition, agreement or un-
derstanding that the purchaser thereof
shall not use, or deal in, or sell, outboard
motors or parts therefor, or other similar
or related products supplied by any com-
petitor or competitors of respondent.

2. Enforcing or continuing in opera-
tion or effect, any condition, agreement,
or understanding in, or in connection
with, any existing contract of sale, which
condition, agreement, or understanding
is to the effect that the purchaser of such
products shall not use or deal in out-
board motors or parts therefor, or other
similar or related products supplied by
any competitor or competitors of re-
spondent.

By "Final Order", report of compli-
ance was required as follows:

It is ordered, That respondent, Out-
board, Marine & Manufacturing Com-
pany, shall, within sixty (60) days after
service upon it of this order, file with the
Commission a report in writing, setting
forth in detail the manner and form in
which it has complied with the order
contained in said initial decision.

Issued: June 27, 1956.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 56-5680; Filed, July 16, 1956;
8:49 a. m.]

[Docket 6469]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

JOS. MARTINSON & CO., INC.

Subpart—Discriminating in price un-
der section 2, Clayton Act, as amended—
Payment for services or facilities for
processing or sale under 2 (d): § 13.824
Advertising expenses.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Inter-
prets or applies sec. 2, 38 Stat. 730, as amended;
15 U. S. C. 13) [Cease and desist order, Jos.
Martinson & Co., Inc., New York, N. Y.,
Docket 6469, June 30, 1956]

¹ Filed as part of original document.

This proceeding was heard by a hear-
ing examiner on the complaint of the
Commission charging a corporation and
its officers with office in New York City,
engaged in producing and selling a line
of coffee and tea products, over 90 per-
cent of them directly to retail grocery
stores including large retail chain store
organizations, and the balance through
brokers and grocery wholesale distribu-
tors, with total sales in 1955 amounting
to \$14,000,000, with paying \$3,300 for ad-
vertising its products to Food Fair Stores,
Inc., of Philadelphia, Pa., among other
things, while not making such allowance
available on proportionally equal terms
to Food Fair's competitors.

Following hearings, an agreement was
reached between the parties providing
for entry of a consent order.

On this basis, the hearing examiner
made his initial decision and order to
cease and desist which by order of June
29, 1956, became, on June 30, the decision
of the Commission.

The order to cease and desist is as
follows:

It is ordered, That respondent Jos.
Martinson & Co., Inc., a corporation, its
officers, employees, agents and repre-
sentatives, directly or through any cor-
porate or other device, in or in connection
with the sale of coffee and tea products
in commerce, as "commerce" is defined
in the Clayton Act, as amended, do
forthwith cease and desist from:

Making or contracting to make, to or
for the benefit of any customer, any
payment of anything of value as com-
pensation or in consideration for any ad-
vertising or other service or facilities fur-
nished by or through such customer, in
connection with the handling, offering
for resale or resale of products sold to
him by respondent, unless such payment
is affirmatively offered or otherwise made
available to all competing customers on
proportionally equal terms.

By "Decision of the Commission", etc.,
report of compliance was required as
follows:

It is ordered, That the respondent
herein shall, within sixty (60) days after
service upon it of this order, file with the
Commission a report in writing setting
forth in detail the manner and form in
which it has complied with the order to
cease and desist.

Issued: June 29, 1956.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F. R. Doc. 56-5679; Filed, July 16, 1956;
8:49 a. m.]

[Docket 6532]

PART 13—DIGEST OF CEASE AND DESIST ORDERS

NORTH AMERICAN TRAINING CENTER

Subpart—Advertising falsely or mis-
leadingly: § 13.15 Business status, advan-
tages, or connections: Government con-
nection; § 13.60 Earnings and profits;
§ 13.85 Government approval, action,

connection or standards: Civil Service Commission connections or recognition; § 13.105 *Individual's special selection or situation*; § 13.115 *Jobs and employment service*; Government; § 13.125 *Limited offers or supply*; § 13.143 *Opportunities*. Subpart—*Misrepresenting oneself and goods*—business status, advantages or connections: § 13.1425 *Government connection*; [Misrepresenting oneself and goods]—goods: § 13.1615 *Earnings and profits*; § 13.1640 *Government source or origin*; § 13.1663 *Individual's special selection or situation*; § 13.1670 *Jobs and employment*; § 13.1697 *Opportunities in product or service*; § 13.1745 *Source or origin*: Government. Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal*: § 13.1935 *Earnings and profits*; § 13.1985 *Individual's special selection or situation*; § 13.1995 *Job guarantee and employment*; § 13.2000 *Limited offers or supply*; § 13.2015 *Opportunities in product or service*.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, James N. McCorvey t. a. North American Training Center, Opa-Locka, Fla., Docket 6532, July 3, 1956]

This proceeding was heard by a hearing examiner on the complaint of the Commission—charging an individual engaged in selling, from his office in Washington, D. C., a correspondence course intended to prepare students for examinations for certain U. S. Civil Service positions, with representing on postal cards and circulars and through his sales agents and their credentials that he and his agents were connected with the U. S. Government or the Civil Service Commission, that Civil Service jobs were available and guaranteed to persons completing the course, and that the course must be taken to obtain Civil Service positions, among other things—and an agreement containing a consent order to cease and desist disposing of all the issues without hearing.

On this basis, the hearing examiner made his initial decision and order to cease and desist which, by order of June 29, 1956, became, on July 3, the decision of the Commission.

The order to cease and desist is as follows:

In the Matter of James N. McCorvey, Trading as North American Training Center

This proceeding was heard by a hearing examiner on the complaint of the Commission—charging an individual engaged in selling, from his office in Washington, D. C., a correspondence course intended to prepare students for examinations for certain U. S. Civil Service positions, with representing on postal cards and circulars and through his sales agents and their credentials that he and his agents were connected with the U. S. Government or the Civil Service Commission, that Civil Service jobs were available and guaranteed to persons completing the course, and that the course must be taken to obtain Civil Service positions, among other things—and an agreement containing a consent

order to cease and desist disposing of all the issues without hearing.

On this basis, the hearing examiner made his initial decision and order to cease and desist which, by order of June 29, 1956, became, on July 3, the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That respondent, James N. McCorvey, individually and doing business under the name of North American Training Center, or under any other name, and respondent's representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce, as "commerce" is defined in the Federal Trade Commission Act, of courses of study and instruction, do forthwith cease and desist from:

1. Representing, directly or by implication:

(a) That there are vacancies for any United States Civil Service positions when such vacancies do not exist.

(b) That positions in the United States Civil Service which may be open are available to all persons.

(c) That positions in the United States Civil Service which are restricted to any group or otherwise restricted or require certain qualifications, are open, unless such restrictions and qualifications are clearly set forth.

(d) That respondent has an instructional department, or representing or implying that he operates an educational institution.

(e) That the starting salary, or any other salary, that may be received by persons receiving a Civil Service appointment is higher than is the fact.

(f) That respondent, his school, his agents or representatives, or anyone of them has any connection with the United States Civil Service Commission, any agency thereof, or any other agency of the United States Government.

(g) That respondent's sales agents are paid irrespective as to whether or not prospective student enrolls for the training.

(h) That prospective students or purchasers of respondent's course of study are especially recommended or selected.

(i) That completion of respondent's course of instruction makes persons eligible for appointment to, or assures them of or guarantees United States Civil Service positions.

(j) That upon completion of said course of study persons may obtain employment in Civil Service at or near their home, within a short distance therefrom, or at any other certain location.

(k) That respondent's course of study must be taken and completed in order to obtain Civil Service positions or such positions are more difficult to obtain without having taken such course.

(l) That prospective students lose the opportunity to enroll for respondent's course of study unless they enroll at the time of the first visit of respondent's agent or representative.

(m) That persons taking respondent's course of study may be exempt

from, or delayed from, induction into military service.

2. Using the word "registrar" or any word of similar import to designate or describe respondent's agents or representatives; or otherwise representing that respondent's agents or representatives perform the functions usually performed by officers of educational institutions known as registrars.

3. Soliciting, procuring, or accepting contracts for respondent's course of study, without permitting prospects to read the same over fully and thoroughly so as to fully understand the terms thereof.

4. Using sales material upon which appear prominently "Confidential Report", "Credential", and "Washington" when contacting prospective students, or using any other material indicating that respondent or his agents are connected with the United States Government or any agency thereof, or that the purpose of the call by the salesman is to verify the record of the prospect.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That the respondent herein shall within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with the order to cease and desist.

Issued: June 29, 1956.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[P. R. Doc. 56-5681; Filed, July 16, 1956;
8:49 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 54132]

PART 12—SPECIAL CLASSES OF MERCHANDISE

MERCHANDISE PRODUCED BY CONVICT, FORCED, OR INDENTURED LABOR

Section 12.42 (f) of the Customs Regulations provides that findings to the effect that imported merchandise is subject to the provisions of section 307 of the Tariff Act of 1930, relating to merchandise produced by convict, forced or indentured labor, shall be published. In order to specify the method of publication and to provide a list of findings published pursuant to such instructions, section 12.42 of the Customs Regulations is amended as set forth below:

Paragraph (f) is amended by deleting the period at the end thereof and adding "in a weekly issue of the Treasury Decisions and in the FEDERAL REGISTER."

A new paragraph (h) is added reading as follows:

(h) The following findings made under the authority of section 307, Tariff Act of 1930 are currently in effect with respect to the merchandise listed below:

Merchandise	Country	T. D.
Canned crabmeat....	Union of Soviet Socialist Republics	52655
Furniture.....	Ciudad Victoria, Tamaulipas, Mexico.	53408

(Sec. 307, 46 Stat. 689; 19 U. S. C. 1307)

[SEAL] RALPH KELLY,
Commissioner of Customs.

Approved: July 9, 1956.

DAVID W. KENDALL,
Acting Secretary of the Treasury.[F. R. Doc. 56-5677; Filed, July 16, 1956;
8:48 a. m.]**TITLE 21—FOOD AND DRUGS****Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare****Subchapter B—Food and Food Products****PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES****TOLERANCES FOR RESIDUES OF TOXAPHENE**

A petition was filed with the Food and Drug Administration requesting the establishment of tolerances for residues of toxaphene (chlorinated camphene containing 67 percent–69 percent chlorine) in or on a number of raw agricultural commodities. Later, portions of the petition were withdrawn without prejudice to a future filing.

The Secretary of Agriculture has certified that this pesticide chemical is useful for the purposes for which tolerances are being established.

After consideration of the data submitted in the petition and other relevant material which show that the tolerances established in this order will protect the public health, and by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408 (d) (2), 68 Stat. 512; 21 U. S. C. 346a (d) (2)) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 120.7 (g)), the regulations for tolerances for pesticide chemicals in or on raw agricultural commodities (21 CFR Part 120) are amended by adding the following new section:

§ 120.138 *Tolerances for residues of toxaphene.* A tolerance of 7 parts per million is established for residues of toxaphene (chlorinated camphene containing 67 percent–69 percent chlorine) in or on each of the following raw agricultural commodities: Cranberries, hazelnuts, hickory nuts, horseradish, parsnips, pecans, peppers, pimentos, rutabagas, walnuts.

Any person who will be adversely affected by the foregoing order may, at any time prior to the thirtieth day from the effective date thereof, file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington

25, D. C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by this order, specify with particularity the provisions of the order deemed objectionable and reasonable grounds for the objections, and request a public hearing upon the objections. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective upon publication in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055, as amended; 21 U. S. C. 371. Interprets or applies sec. 408, 68 Stat. 511; 21 U. S. C. 346a)

Dated: July 10, 1956.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.[F. R. Doc. 56-5670; Filed, July 16, 1956;
8:46 a. m.]**TITLE 29—LABOR****Chapter V—Wage and Hour Division, Department of Labor****PART 522—EMPLOYMENT OF LEARNERS****PART 528—ANNULMENT OR WITHDRAWAL OF CERTIFICATES FOR EMPLOYMENT OF LEARNERS, HANDICAPPED PERSONS, AND STUDENT WORKERS AT SUBMINIMUM WAGE RATES****MISCELLANEOUS AMENDMENTS**

On April 18, 1956, a proposal was published in the FEDERAL REGISTER (21 F. R. 2532) to issue Part 528 of Title 29, Code of Federal Regulations, and amend Parts 522 and 524, relating to the annulment and withdrawal of certificates for the employment of learners, handicapped persons, and student workers at wages lower than the minimum wage applicable under section 6 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U. S. C. 201) pursuant to section 14 of that act and 29 CFR, Parts 522, 524, and 527. Interested persons were invited to present data, views, or arguments related to the proposal.

The main purpose of these regulations is to decentralize the method of dealing with fraud and violations related to the employment of learners, handicapped persons and student workers under the act. This purpose is based on the fact that Regional Offices have a broad experience in investigating individual cases of fraud and violations. So that this decentralization will not result in uneven application of authorized sanctions in the several regions, the subsidiary purposes are (1) to provide a uniform rule for all three types of certificates which is reasonably specific as to the results which will flow from each type of misconduct, and (2) to provide specific procedures designed to satisfy the generalized requirements of the Administrative Procedure Act.

The International Ladies' Garment Workers Union has noticed that in revoking § 522.9 and substituting revised substantive and procedural rules for fraud and violations, the proposed plan

eliminates one of the present provisions for cancellation or modification of outstanding certificates necessitated by changed economic conditions. There was no intent to eliminate authority to make such adjustments. Hence, the proposal will be amended by adding a paragraph (c) to § 528.3 to provide for such adjustments. These terminations will not be decentralized, however, any more than certificate issuing authority is decentralized, because the reason for them is to coordinate outstanding certificates with changes in certificate issuing policy.

This union also suggests adding non-compliance with Parts 522, 524, and 527 of Title 29 of the Code of Federal Regulations to the causes expressed in the proposal as grounds for annulment. Under section 15 (a) (2) of the act, violation of Parts 522, 524, or 527 is a violation of the act, and § 528.3 of the proposed regulations makes that a ground for withdrawal of certificates. As the union gives no reason why annulment rather than withdrawal should be the result, and none occurs to us, this recommendation will not be accepted.

The Amalgamated Clothing Workers suggests amendment to authorize review of actions refusing to order annulment or withdrawal and refusing to institute proceedings therefor. Insofar as the fraud and violations type cases are concerned, these proceedings are quite comparable to the judicial enforcement proceedings provided in sections 16 (a) and 17 of the act and to the administrative enforcement proceedings provided in section 5 of the Walsh-Healey Public Contracts Act. Though employees, the unions, and competing employers may have more or less direct interests in those proceedings, only the Government or its officer and the employer accused of misconduct have status as parties with rights to obtain review of initial decisions in such litigation. No reason appears why employees interested should have greater standing in the proceedings to withdraw or annul these certificates on the ground of fraud or violations than they have in the comparable judicial proceedings. Whether changes in economic conditions require curtailment of certificates, however, is a question of a different nature which does not ordinarily require disclosure of confidential information gathered in investigations. Furthermore, the provision in the present regulations authorizing this type of actions permits review on application of any aggrieved person. Such provision will be made in the new regulations, therefore, only for the orders in proceedings instituted for changed economic circumstances, and not for those instituted by reason of fraud or violations.

Next the Amalgamated Clothing Workers protests some ambiguity on the point, but assumes that the Regional Director, in deciding whether to institute proceedings for annulment or withdrawal, will have authority to differ with the supervising investigator's conclusion whether the employer demonstrated or achieved compliance. Suitable change will be made so that it will be clear this assumption is correct.

Finally the Amalgamated Clothing Workers states a preference for the present provision authorizing cancellation "for cause" if it is broader than the grounds presently proposed. As mentioned above, there is greater need for specificity in the proposed regulations than in the present ones because of the wider delegation of authority here proposed. As there is no suggestion of other specific situations which should be regarded as "cause" for withdrawal or annulment, the terminology in the proposal on this point will be retained.

The proposal contained a paragraph deleting the sections then in the handicapped persons regulation (29 CFR Part 524) dealing with Revocation and Cancellation and False Evidence. Since then, the handicapped persons regulations have been revised in a way which, among other changes, deleted those sections (21 F. R. 2861). Accordingly this order will not contain the paragraph in the proposal of this regulation amending 29 CFR Part 524.

Accordingly, pursuant to authority contained in section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended; 29 U. S. C. 214), Reorganization Plan No. 6 (5 U. S. C. 611) and General Order No. 45-A (15 F. R. 3290), and after giving full consideration to all relevant matters presented, Regulations Part 522 is hereby amended and Part 528 is hereby issued as follows:

1. Section 522.9 is hereby revoked.
2. In § 522.10 (a) the words "denying, granting, or cancelling a learner certificate" are hereby amended to read "denying, or granting a learner certificate".
3. Sections 522.10, 522.11, and 522.12 are hereby redesignated as §§ 522.9, 522.10, and 522.11, respectively.
4. Part 528 entitled Annulment or Withdrawal of Certificates for the Employment of Learners, Handicapped Workers and Student Workers at Subminimum Wages is hereby issued to read as follows:

- Sec.
- 528.1 Applicability of the regulations in this part.
 - 528.2 Definition of terms.
 - 528.3 Withdrawal and annulment of certificates.
 - 528.4 According opportunity to demonstrate or achieve compliance.
 - 528.5 Proceedings for annulment or withdrawal.
 - 528.6 Review.
 - 528.7 Effect of annulment or withdrawal.

AUTHORITY: §§ 528.1 to 528.7 issued under section 14, 52 Stat. 1060, as amended; 29 U. S. C. 214.

§ 528.1 *Applicability of the regulations in this part.* The regulations in this part shall govern the annulment or withdrawal of any certificate except a temporary certificate issued pending final action on an application, issued pursuant to Parts 522, 524, and 527 of this chapter, and having effect under section 14 of the Fair Labor Standards Act of 1938.

§ 528.2 *Definition of terms.* As used in the regulations contained in this part, the term:

(a) "Withdrawal" shall mean termination of validity of a certificate with prospective effect from the time of the action of withdrawal;

(b) "Annulment" shall mean withdrawal of a certificate with retroactive effect to the date of issuance;

(c) "Regional Director" shall include any Regional Director of the Wage and Hour and Public Contracts Divisions, the Territorial Director for Puerto Rico and the Virgin Islands, the Territorial Representative for Hawaii, and the Federal Representative for the Wage and Hour and Public Contracts Divisions in the State of North Carolina;

(d) "Supervising Investigator" shall include any employee of the Wage and Hour and Public Contracts Divisions who is authorized to use that title, the Territorial Representative for Alaska, the chief of the office of the Divisions in Alaska, and officers designated for this purpose by the Commissioner of the North Carolina Department of Labor.

§ 528.3 *Withdrawal and annulment of certificates.* (a) The Regional Director may withdraw a certificate from any employer who, acting under color of any certificate or application for the employment of learners, handicapped persons, or student workers at subminimum wages under section 14 of the act, fails to comply with the limitations in such certificate or otherwise violates the act.

(b) The Regional Director may annul a certificate affected by mistake in its issuance if the employer knowingly induced or knowingly took advantage of the mistake. Where the employer did not knowingly induce the mistake but knowingly took advantage of it, a new certificate shall be issued by the authorized officer if, and on such terms as, such certificate would have been issued had there been no mistake, limited in its term from the date of issuance to the date of annulment of the annulled certificate.

(c) A certificate may be withdrawn in the public interest by the officer authorized to issue such type of certificate whenever any part of the exemption it provides is no longer necessary to prevent curtailment of opportunities for employment. If appropriate, a more limited replacement certificate may be issued by the authorized officer.

§ 528.4 *According opportunity to demonstrate or achieve compliance.* Prior to instituting proceedings for withdrawal of a certificate under paragraph (a) of § 528.3, except in cases of wilfulness, a supervising investigator shall mail a letter to the employer setting forth alleged facts or conduct which may warrant withdrawal of the certificate and fixing a time and place for a conference at which the employer shall be accorded opportunity to show that no cause for withdrawal under § 528.3 exists, or that he has achieved compliance by paying wages improperly withheld and by taking steps adequate to insure that new cause for annulment or withdrawal will not occur. By written report to the Regional Director, a copy of which shall be mailed to the employer, the supervising investigator shall concisely summarize the conference and shall include

conclusions as to whether the employer demonstrated or achieved compliance. If the Regional Director is satisfied that the employer either demonstrated or achieved such compliance, no proceedings shall be instituted under § 528.3 for withdrawal of the certificate.

§ 528.5 *Proceedings for annulment or withdrawal.* The officer authorized to withdraw or annul a certificate under § 528.3 shall institute proceedings by a letter mailed to the employer setting forth alleged facts which may warrant such annulment or withdrawal and advising him that such an annulment or withdrawal of the scope provided in § 528.7 will take effect at a time specified unless facts are presented which convince the officer that such action should not be taken. The letter shall advise the employer of his right to respond by mail or to appear by or with counsel or by other duly qualified representative at the specified time and place. The proceedings shall be as informal as practicable commensurate with orderly dispatch and fairness. Department of Labor investigation files or reports, or portions thereof, may be considered in such proceedings to the extent they are made available for examination during the proceedings. If objection to the proposed annulment or withdrawal is made by such specified time, the officer shall, after considering all pertinent matter presented, mail a letter to the employer setting out his findings of specific pertinent facts and conclusions, and his order concerning the proposed annulment or withdrawal. In proceedings instituted for annulment, the order may provide for withdrawal instead of annulment, if the proof warrants such withdrawal but fails to support adequately the annulment. Such an order shall be deemed issued and effective according to its terms when mailed to the employer. If no timely objection to the proposed annulment or withdrawal is expressed, the order shall be deemed issued and effective at the time stated in the letter proposing it.

§ 528.6 *Review.* Any employer who expressed objection to such an order may obtain review, limited to the question of whether the findings of fact support the order under the regulations in this part. Application for such review shall be in writing addressed to the Administrator and mailed within 15 days after the order is issued. The Administrator may affirm, modify, or reverse the order, or may remand it for further proceedings. The order under review shall not be stayed in effect pending such review. Any aggrieved person may obtain such review of an order entered in proceedings instituted under paragraph (c) of § 528.3.

§ 528.7 *Effect of order of annulment or withdrawal.* Except as otherwise expressly provided in such order, any order of annulment or withdrawal under paragraph (a) or (b) of § 528.3 shall be effective to terminate all certifications to which the regulations in this part apply in effect at the establishment where the cause for withdrawal arose or where the

annulled certificate had effect. After such annulment or withdrawal, such employer shall be ineligible to obtain or exercise the privileges granted in such a certificate until he satisfied the issuing officer that he will not again give cause for annulment or withdrawal if a certificate is issued.

These amendments and order shall take effect upon publication in the FEDERAL REGISTER.

Signed at Washington, D. C., this 12th day of July 1956.

NEWELL BROWN,
Administrator.

[F. R. Doc. 56-5682; Filed, July 16, 1956;
8:50 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

Subchapter D—Grants

PART 53—GRANTS FOR SURVEY, PLANNING AND CONSTRUCTION OF HOSPITALS AND MEDICAL FACILITIES

SIZE OF TUBERCULOSIS HOSPITALS

Notice of proposed rule making, public rule making procedure, and postponement of effective date have been omitted in the issuance of the following amendment of § 53.103 of this part, which relates solely to grants to States, political subdivisions and public or other non-profit agencies for construction of public and other non-profit hospitals and medical facilities.

1. Section 53.103 is amended to read as follows:

§ 53.103 *Size of tuberculosis hospitals.* No application for construction of a tuberculosis hospital with a capacity of less than 100 beds shall be approved, except that an application for construction of a tuberculosis hospital with a capacity from 50 to 100 beds may be approved where necessary (a) to provide facilities for an isolated area too small to support a larger hospital, or (b) to expand, remodel, or alter existing hospital facilities.

(Sec. 215, 58 Stat. 690 as amended; 42 U. S. C. 215. Interprets or applies sec. 622, 60 Stat. 1042; 42 U. S. C. 291e)

2. The above amendment was approved by the Federal Hospital Council at a meeting held June 28, 1956 and is effective on the date of publication in the FEDERAL REGISTER.

Dated: July 6, 1956.

LEONARD A. SCHEELE,
Surgeon General.

Approved: July 6, 1956.

LEONARD A. SCHEELE,
Chairman,
Federal Hospital Council.

Approved: July 11, 1956.

M. B. FOLSOM,
Secretary.

[F. R. Doc. 56-5672; Filed, July 16, 1956;
8:47 a. m.]

TITLE 45—PUBLIC WELFARE

Chapter IV—Office of Vocational Re- habilitation, Department of Health, Education, and Welfare

PART 403—VENDING STAND PROGRAM FOR THE BLIND ON FEDERAL AND OTHER PROPERTY

Part 403 is amended by adding a new paragraph to § 403.4 to permit an interest which existed on June 30, 1955, in stock of a vending stand to continue under certain described circumstances, even though such interest is owned by other than the licensing agency or the operator. The new paragraph, designated (d), is issued under section 2, 49 Stat. 1559 as amended by 68 Stat. 663; 20 U. S. C. 107a, and reads as follows:

(d) Notwithstanding the provisions of paragraph (c) of this section, any right, title to or interest which existed on June 30, 1955, in stock, may continue so long as:

(1) The interest is with respect to the stock of a stand established under the program prior to July 1, 1955, and

(2) The operator was licensed in the program (whether or not for the operation of the vending stand in question) prior to July 1, 1955.

(Sec. 2, 49 Stat. 1559, 68 Stat. 663; 20 U. S. C. 107a)

Dated: July 11, 1956.

[SEAL]

M. B. FOLSOM,
Secretary.

[F. R. Doc. 56-5674; Filed, July 16, 1956;
8:47 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicles

PART 141—FREIGHT SCHEDULES

PART 187—FREIGHT RATE TARIFFS, SCHEDULES, AND CLASSIFICATIONS

MISCELLANEOUS AMENDMENTS

In the matter of regulations governing the construction and filing of freight rate publications, including classifications, pipeline schedules, and tariffs containing joint rail-motor, motor-water and rail-motor-water rates.

At a session of the Interstate Commerce Commission, Division 2, held at its office in Washington, D. C., on the 3d day of February A. D. 1956.

It appearing that on June 1, 1954, notice to the public was given of proposed changes to be made in the regulations governing the construction of freight rate publications, including classifications, pipeline schedules, and tariffs containing joint rail-motor, motor-water, and rail-motor-water rates; that written statements containing data, views and arguments had been received; and that full consideration has been given to all of the matters and things involved:

It is ordered, That Part 141 of this Title, Freight Schedules, be, and it is hereby, amended in the manner and to

the extent hereinafter indicated, and as so amended these regulations are hereby approved and prescribed to govern the construction of tariffs filed under section 6, part I, section 217, part II, and section 306, part III, of the Interstate Commerce Act, including classifications, pipeline schedules and tariffs containing joint rail-motor, motor-water and rail-motor-water rates.

It is further ordered, That:

1. From cross references immediately preceding § 141.0, reference to 46 CFR 234 and U. S. Maritime Commission Circulars Nos. 1 and 2, 46 CFR, 1938 ed., 1943 Cum. Supp., Parts 231 and 233 is deleted.

2. Cross references following § 141.0 (a) are changed to read:

CROSS REFERENCES: For filing tariffs, see § 141.13. For provisions covering statutory notice, additional procedure in filing tariffs, rejection of tariffs or schedules, see § 141.14. For provisions concerning powers of attorney and concurrences, see §§ 141.17 to 141.26, inclusive.

3. Cross reference following § 141.0 (b) (4) is changed to read:

CROSS REFERENCES: For joint tariffs issued by joint agents, see § 141.18 (e).

4. Subparagraphs (6) and (7) and the cross reference following subparagraph (6) of § 141.0 (b) are deleted.

5. Section 141.3 is amended by deleting paragraph (a) (designation (a) is reserved) and the cross reference following paragraph (i), and by changing the introductory paragraph and paragraphs (d), (f) and (i) to read:

§ 141.3 *Content of tariff title page.* The title page of every tariff and of every supplement shall show in the order named:

(d) Whether tariff or supplement contains local, joint, proportional, export, or import rates, or any combination of such rates; whether it contains class or commodity rates or both; and whether it contains all-rail, rail-motor, all-water, or rail-water rates, or any combination of such rates.

(f) (1) Reference by name and I. C. C. number to the classification, exceptions thereto and/or rules circular, if any, governing the tariff. One of the following forms modified as required shall be used.

Governed, except as otherwise provided herein, by the ---- classification, ---- I. C. C. No. --, by exceptions thereto, ---- I. C. C. No. --, and by supplements to or successive issues of said publications,

or

Governed, except as otherwise provided herein, by (here insert common or popular name of governing classification) and by exceptions thereto, as described in Item --

(2) Use of the short form title page reference as provided in (ii) is on condition that complete and formal description of the governing publication(s) be made in the numbered item to which reference is made on the title page.

(3) A tariff is not governed by a classification, classification exceptions,

or rules circular, except when and to the extent stated on or in the tariff.

(1) At the bottom of the title page—name, title and mail address of the individual actually responsible for compiling and filing the schedule. If the tariff is issued by a natural person as agent, his name must be shown with the title of "Agent." If issued by a corporation or association as agent, the name and title of the person responsible for the actual compilation and filing must be shown.

6. Section 141.4 *Content of tariffs* is amended by deleting paragraph (e) (designation (e) is reserved) and the cross reference following paragraph (d) (6), and by changing the cross reference following paragraph (c) (3) to read:

CROSS REFERENCE: For commodity-list tariffs see § 141.6.

7. Section 141.4 *Content of tariffs* is further amended by changing paragraph (b) and the cross reference following it to read:

(b) *Names of participating carriers.* A list, alphabetically arranged, of the correct names of all carriers participating therein, together with the form and number of power of attorney or certificate of concurrence. If there be not more than 10 participating carriers, their names and power of attorney or concurrence forms and numbers may be shown on the title page. Reference to the forms and numbers of powers of attorney and concurrences may be omitted provided this information is furnished to the Commission in an acceptable form.

CROSS REFERENCE: For provisions concerning powers of attorney and concurrences, see §§ 141.17 to 141.26, inclusive.

8. Section 141.4 *Content of tariffs* is further amended by changing paragraph (i) to read:

(1) *Rates.* (1) An explicit statement of the rates, in cents or in dollars and cents, per 100 pounds, per ton, per car, or other unit, together with the names or designation of the places from and to which they apply, all arranged in a simple and systematic manner. Complicated plans or ambiguous terms must not be used.

(2) Insofar as possible such rates should be subdivided into small sections (by items, index numbers, or similar method) to each of which should be assigned an identifying number to facilitate reference thereto.

(3) If all rates in a tariff are stated in the same unit, that fact may be indicated on the title page immediately in connection with the application of the tariff. Tariffs containing rates per ton must state that rates apply per ton of 2,000 pounds or per ton of 2,240 pounds as the case may be. Where rates are stated in amounts per package definite specifications of the packages on which such rates apply must be shown or reference must be made to the I. C. C. number of a publication containing such specifications.

(4) A tariff may provide rates from or to designated points by the addition or deduction of arbitraries or differen-

tials, from or to rates shown therein from or to base points, but provision for the addition or deduction of arbitraries or differentials must be shown either in connection with the base rate or in a separate item which must specifically name the base point. (See § 141.15.)

(5) A tariff also may contain through rates made by combination on a base point when the factors are subject to different minimum weights or other conditions which affect the measure of the charge, provided the base point is named, the factors are shown immediately in connection with each other, and the conditions to which each factor is subject are shown in connection with each factor, except that each factor may refer to the governing classification or exceptions for such conditions. When all the conditions governing the separate factors are the same, this method of publication must not be used.

(6) A tariff may provide rates via water or rail-and-water routes by the deduction of arbitraries or differentials from the all-rail rates from and to the same points published in the same tariff.

(7) Minimum weights governing the application of commodity rates must be specifically stated in immediate conjunction with such rates or shown in such manner as will avoid an extensive search therefor, except as provided in subparagraph (8) of this paragraph, and excepting also that reference may be made to the appropriate rule of the governing classification or exceptions tariff for carload minimum weights graduated according to the length or capacity of the car or for carload minimum weights on shipments in tank cars. Minimum weights for mixed carload shipments may be provided for in rules authorizing such mixtures.

(8) An item of a commodity tariff may provide rates on a group of related articles by means of a generic description and without naming the individual articles, provided such item refers to another item of the same tariff or to another tariff (as authorized by §§ 141.6 (a) and 141.16) which contains under an identical generic description a complete list of the articles included; for example, "Iron and steel articles as described under that heading in Item _____ of _____ I. C. C. No. _____"

(Tariff)

Where cross reference is made to a list of commodities in which rates apply (as authorized in the preceding sentence), the minimum weight (or weights) governing the application of the rates may be omitted from the commodity-rate item and published with the list of commodities to which reference is made, provided the commodity-rate item specifically states that the minimum weight (or weights) will be found in the list of commodities referred to.

(9) If a carrier (not an agent) publishes, either for itself or jointly with other carriers, a tariff containing only commodity rates on a single commodity or a group of related commodities, it must include therein all commodity rates which it (not an agent) publishes on the same article or articles from the same points of origin to the same destination area. If additional commodity rates,

local or joint, are published for it by an agent on the same article or articles from any of the same points of origin to other points in the same destination area, the individually-published commodity tariff must so state and make reference to the agency tariff in which the additional rates are published.

(10) A general commodity tariff or a combined class and commodity tariff shall contain reference to other tariffs in which rates on other commodities are published from any point of origin to any point of destination named therein via the same route. Such reference shall include the I. C. C. number or numbers of such other tariff or tariffs with a brief description of the character of traffic and territory or points of origin and of destination and may be shown in the index, or in alphabetical order in the rate tables, or in a separate list arranged alphabetically by commodities, such list to be specifically referred to in the table of contents. For example, "Staves, from _____ to _____ I. C. C. No. _____" Carriers' tariff numbers may also be shown. The publication of class or commodity rates which duplicate or conflict with the rates published in some other tariff via the same route is not permissible and except as otherwise authorized in §§ 141.7, 141.10 (g) and 141.27, the publication of a statement in a tariff to the effect that the rates published therein take precedence over the rates published in some other tariff, or that the rates published in some other tariff take precedence over the rates published therein, is hereby prohibited.

9. Section 141.4 *Content of tariffs* is further amended by adding after paragraph (k):

(1) [Reserved.]

(m) *Explanation of abbreviations and reference marks.* (1) At the end of each tariff, except loose-leaf tariffs, there shall appear an Explanation of Abbreviations, followed by an Explanation of Reference Marks. Under the Explanation of Abbreviations shall appear an explanation of all abbreviations used in the tariff, except that commonly used abbreviations of State names may be omitted, and except further that the abbreviations of the names of participating carriers may be explained in the list of such carriers, provided a statement to that effect is included under the Explanation of Abbreviations.

(2) Under the Explanation of Reference Marks shall appear an explanation of all reference marks used in the tariff except reference marks used only once or a few times, which shall be explained on the page or pages of the tariff on which they appear.

(3) The following reference marks shall be used, and shall only be used, for the purposes indicated:

- ↓ to denote reductions.
- ↑ to denote increases.
- ▲ to denote changes in wording which result in neither increases nor reductions in charges.
- to denote no change in rate. (See § 141.2 (a).)
- * to denote prepay stations or points.
- + to denote intrastate application only.
- to denote reissued matter. (See § 141.2 (d).)

(4) At the end of each supplement there shall likewise appear an Explanation of Abbreviations followed by an Explanation of Reference Marks. Under those headings shall be shown, subject to the exceptions stated in the preceding paragraphs of this section, an explanation of all abbreviations appearing in the supplement which were not explained in the original tariff (if explained in a prior supplement, the explanation shall be repeated); and an explanation of all reference marks appearing in the supplement.

(5) In loose-leaf tariffs an Explanation of Abbreviations followed by an Explanation of Reference Marks as provided for in this rule may be shown immediately following the index of stations.

10. The text of § 141.5 is deleted and the following substituted in lieu thereof:

§ 141.5 *Proportional rates.* Tariffs containing proportional rates must clearly and definitely show the application thereof. If the application is not restricted, such proportional rates will be usable in connection with any other applicable rates from or to the proportional rate point. It will not be permissible for a tariff to state that a proportional rate applies from (or to) points from (or to) which no through rates are published. Such a provision is not sufficiently definite to restrict the application of the rate. If a proportional rate is intended for use on traffic destined to a restricted territory such territory should be clearly defined. For example, a tariff naming a proportional rate to St. Louis intended for use on traffic destined to Kansas should state that the rates apply on traffic destined to Kansas only.

11. The text of § 141.6 is deleted and the following substituted in lieu thereof:

§ 141.6 *Commodity-list tariffs.* (a) A rate tariff may not refer to another rate tariff for a list of commodities on which rates apply. A separate tariff not containing rates may be filed either by a carrier or by an agent, showing under appropriate generic headings lists of commodities which are accorded common treatment for rate or other tariff purposes; and rate and other tariffs (including tariffs of classification exceptions, but not classifications) may be made subject thereto. When any commodity list consists of less than 20 articles it may not be published in a commodity-list tariff and must be published in the tariff naming the related rates or ratings. The commodities in each list shall be alphabetically arranged. Such tariffs shall be known as general commodity-list tariffs. No carrier or agent may maintain in effect at any time more than one such publication.

(b) In addition to one such general commodity-list tariff, a carrier or agent may file for the same purpose separate tariffs, each containing under an appropriate generic heading a single list of commodities (not less than 20, alphabetically arranged). Such publications shall be known as specific commodity-list tariffs. Rate and other tariffs, including tariffs of classification excep-

tions, but not classifications, may be made subject thereto.

(c) The title page of the tariffs authorized in this section shall contain the following: (1) In the case of the general commodity-list tariff, in large type the words "List of commodities upon which rates or other provisions affecting charges are published in tariffs making reference hereto"; and in the case of specific commodity-list tariffs, in large type the words "List of (here insert the generic description of the commodities listed in the tariffs, such as 'Iron and Steel Articles') upon which rates or other provisions affecting charges are published in tariffs making reference hereto"; and (2) in smaller type "This tariff is applicable only in connection with tariffs specifically made subject hereto." Rate or other tariffs governed by a commodity-list tariff shall, to the extent they are so governed, employ the same generic descriptions or headings as the commodity-list tariff, followed in each case by the words "as shown in Item _____ of _____ I. C. C. No. _____" or language equally definite. Commodity-list tariffs shall contain no other matter than that authorized in this section, except that they may contain minimum weights as authorized by § 141.4 (i) and except further that a specific commodity-list tariff may also contain rules applicable in connection therewith.

(d) All carriers that are parties to a tariff making reference to a general or specific commodity-list tariff must also be parties to the tariff so referred to.

(e) Where a tariff contains commodity rates on a given article (termed in this paragraph the basic article) rates may be provided in the same tariff on one or more related articles either (1) by a statement that the rates for the related articles will be specified amounts more or less than the rates for the basic article between the same points, or (2) by a table showing in adjoining columns what the rate for the related articles will be when the rate for the basic article is a specified amount.

(f) When commodity rates are established, the description of the commodity must be specific and the rates thereon must not be applied to analogous articles. As far as possible, uniform commodity descriptions should be used in all tariffs.

12. The text of § 141.7 is deleted and the following substituted in lieu thereof:

§ 141.7 *Alternating rates—(a) Alternating rates or ratings subject to different minimum weight or quantity limitations.* (1) Where it is desired to provide for the alternating application of rates or ratings subject to different minimum weight or quantity limitations otherwise than as authorized in paragraph (b) or (c) of this section, the following procedures must be observed:

(i) Alternating commodity rates must be published together, that is, in the same item or on the same page of the tariff.

(ii) Alternating ratings must be published in the same item of the tariff.

(iii) There must be published in the same tariff a note or rule plainly stating, in substance, that where rates or ratings are so published the applicable rate on

any given shipment will be that which, subject to the minimum attached thereto, produces the lowest charge.

(2) Commodity rates may be established on different articles for shipment in mixed carloads and will be the applicable rates for such mixtures. Minimum carload weights should be specified, together with a statement in connection with the commodity description that the rates apply when shipped in mixed carloads. Such rates may also be made applicable upon straight carloads of one or more or all of the articles by provision to that effect in connection with the commodity description. When more than one article is included in an item or commodity description the tariff must specifically state whether or not the rates apply on straight or mixed carloads or both.

(b) *Alternative use of rates in sectional tariffs.* (1) Except as authorized or required by paragraphs (a) and (c) of this section, alternation of rates may be provided by publishing such rates in different sections of a single tariff in the manner herein prescribed. When alternating rates are so provided, carriers and publishing agents shall, at frequent intervals, carefully check the rates in one section against those in other sections and make proper cancellations to avoid unnecessary alternation of rates. Alternating reference obviously should not be given to another section unless that section contains rates which in fact alternate.

(2) The first page of each section, which shall be known as the title page of the section, shall contain the number of the section and, if desired, the application of the rates published in that section. Each succeeding page of the section shall also bear the section number. The title page of each section containing alternating rates (not the non-alternating section hereinafter referred to) shall also contain the following notation:

If the charge accruing on a given shipment under section _____ or _____ of this tariff is lower than that accruing under this section, the charge accruing under section _____ or _____, whichever is lower, will apply.

(3) Where the purpose is to provide for application of the higher or highest of the alternating rates or charges, rather than the lower or lowest of such charges, the foregoing notation and other notations prescribed in this section shall be appropriately changed.

(4) Each commodity tariff or class and commodity tariff arranged in alternating sections shall also contain a section hereinafter referred to as the non-alternating section. That section shall contain only commodity rates which in all instances result in charges lower than would result from the application of the commodity rates (but not necessarily the class rates) in any other section. If the tariff contains only commodity rates, the non-alternating section shall be section 1; if the tariff contains both class and commodity rates, the class rates shall be published in a section or sections preceding the commodity sections and the non-alternating section shall be the first commodity sec-

tion. The title page of the non-alternating section shall contain either of the two following notations, as appropriate:

When rates are published in this section on a given shipment, such rates will apply to the exclusion of the rates in any other section.

or

When rates are published in this section on a given shipment, such rates will apply to the exclusion of the rates in any other commodity section; but if the charge accruing on the shipment under the class rates in section ----- is lower than that accruing under this section, the charge accruing under the class rates in section ----- will apply.

(5) The title page of each other commodity section of the tariff shall contain the following notation preceding that prescribed in subparagraph (2) of this paragraph:

When rates are published in section ----- (the non-alternating section) on a given shipment, such rates will apply to the exclusion of the rates in this section.

(6) The publication of alternating rates in different sections of a tariff is subject to the following restrictions: (i) that class rates in one section may alternate with class rates in only one other section, and that commodity rates in one section may alternate with commodity rates in not more than two other sections; (ii) that rates published in another tariff may not be reproduced for purposes of alternation; (iii) that one section of a tariff may not alternate with more than three other sections; and (iv) that alternating sections may not be subdivided and, except as authorized in paragraph (a) (1) of this section, a rate in one section may not be alternated with a rate in the same section.

(c) *Alternation of commodity rates in one tariff with class rates in another tariff.* (1) Provision for the alternation of the commodity rates in a tariff containing only commodity rates with class rates published in other tariffs may be made by including a notation in the following form in the commodity tariff amongst rules governing the application of rates:

If by use of the class rates published in the following tariffs, the charge accruing on a given shipment is lower than that accruing under the commodity rates published in this tariff, such lower charge will apply: (here show the I. C. C. numbers of the class-rate tariffs, together with so much of the territorial application of each class-rate tariff as lies within the territorial application of the commodity tariff).

(2) If a commodity tariff contains only a few rates which result in higher charges than would accrue under the class rates, the reference to the class tariffs prescribed in this section should be shown immediately in connection with such commodity rates or may be shown in a separate item under an appropriate heading and reference to such item shown immediately in connection with the commodity rates.

(3) Great care should be exercised in describing the scope of the class tariffs in order that users of the commodity tariff may determine without examining the class tariffs, which of such class

tariffs is to be used in connection with any commodity rate. It also should be understood that the alternative application of commodity rates in one tariff with class rates in another tariff should be resorted to only where there is real necessity therefor and that wherever possible the commodity rates should be revised so that they will not exceed the class rates between the same points.

13. Cross reference following § 141.7 is deleted.

14. Section 141.8 *Transfer and cancellation of rates* is amended by redesignating subdivision (i) under subparagraph (3) of paragraph (a) as subparagraph (4), and by changing paragraphs (c) and (f) to read:

(c) *Concurrence does not confer authority to cancel.* A concurrence does not confer authority upon a carrier to cancel tariffs of the concurring carrier, and tariffs issued under concurrence must not assume to do so. Such cancellations must be made by the carrier which issued the tariff that is to be canceled.

(f) *Cancellation by item numbers.* (1) When portions of a tariff (excepting a tariff in loose-leaf form), or of a supplement to a tariff, are designated as items, they must be given numbers and the cancellation of an item by supplement must be made by bringing forward the item number with a capital letter suffix in alphabetical sequence. For example, if Item 445 is to be canceled, it shall be done by one of the following methods:

State the numbers of both the canceling and the canceled item. For example: "Item 445-A cancels Item 445."

or

Bring forward the item number with letter suffix; for example: "Item 445-A", "Item 445-B". When cancellation under this method is used the following provision is to be published in the general rules section of the tariff proper:

METHOD OF CANCELING ITEMS

As this tariff is supplemented numbered items with letter suffixes cancel correspondingly numbered items in the original tariff or in a prior supplement. Letter suffixes will be used in alphabetical sequence starting with A. Example: Item 445-A cancels Item 445, and Item 365-B cancels Item 365-A in a prior supplement, which in turn canceled Item 365.

(2) When special circumstances require, appropriate variations of the above methods may be used. For example, if an item is to be republished on the same or an earlier effective date, the following may be used: "Item 40-B cancels Item 40-A and 40."

(3) When due to suspension or other circumstances, a portion of an item is to be canceled or items cannot be canceled in consecutive sequence, the following may be used: "Item 40-B cancels Item 40-A except portions under suspension." or "Item 40-B cancels Item 40-A and completes the cancellation of Item 40."

(4) If an item or any part thereof is transferred to another item of different number in the same tariff, the cancella-

tion must be carried under the original item number and must show in what item or items the effective rates are to be found.

(5) If an item is withdrawn in its entirety, leaving no rates or provisions in effect in that item, the cancellation must be brought forward in subsequent supplements as a reissued item.

(6) If an item in a supplement expires by its own terms, and that supplement is canceled by a subsequent supplement, the item, or more accurately, the item number, must be brought forward in the new supplement, together with a statement reading, "Expired with -----, in (Date)

Supplement -----

(7) An item once lawfully eliminated by cancellation or expiration may not be reinstated except by republication under a new effective date. Such republication must be under the same item number and must be given the next letter suffix. For example: If the canceling item is 445-B then the newly published item should be numbered 445-C.

(8) When withdrawing a rule or item designated by an item number the canceled matter need not be reproduced in connection with the item effecting the cancellation except to the extent necessary to identify the item.

15. The headnote of paragraph (a) and subparagraph (1) of paragraph (a) of § 141.9 *Amendments and supplements* are changed to read:

(a) *Amendment procedure.* (1) A change in or addition to a tariff shall be known as an amendment, and, excepting amendments to tariffs of less than five pages and amendments to tariffs in loose-leaf form, shall be published in a supplement to the tariff. When an amendment is made in a numbered item or other unit, such item or other unit must be published in a supplement in its entirety as amended, except that additions, changes, or eliminations in a numbered item or other unit consisting of a list of commodities or a list of stations comprising 10 lines or more (measured along the left margin), may be made without publishing such items or units as amended in their entirety, provided that only one such partial amendment of any such item or unit may be in effect at any one time. When rates are published in numbered items, cancellation shall be made as prescribed in § 141.8 (f). When rates are published in numbered units other than item numbers, supplements effecting such change must specifically provide for cancellation of previously effective matter by reference to the number of the unit it cancels. When such a change is made in matter published in a supplement in a numbered unit other than an item, the new supplement must also give reference by number to the previous supplement. In those instances where matter is not published in numbered units, the changed provision must be published in the supplement in its entirety and reference must be made to the page or pages of the tariff on which the matter to be canceled is shown. If such matter has been canceled by a previous supplement, specific cancellation must be made of the

corresponding matter in the "tariff as amended" and specific reference shall be made by number to page or pages of the previous supplement containing the matter to be changed, and to the page or pages of the original tariff formerly containing such matter corresponding thereto.

16. Paragraphs (b) and (c) of § 141.9 are changed to read:

(b) *Cancellation of rates when participating carrier is eliminated.* When a participating carrier is eliminated by supplement or by a revised page of a loose-leaf tariff, the tariff must be amended on the same effective date to provide for the cancellation of rates and other provisions in connection with that carrier. This may be done either by appropriate amendment of the individual items or provisions, or by a notation immediately following the statement that the carrier has been eliminated, reading:

This has the effect of canceling all rates and other provisions published in connection with this carrier in this tariff.

(1) When the notation method is used in a supplement the notation must be brought forward as reissued matter, together with reference to the supplement in which the change first appeared.

(2) When the notation method is used in loose-leaf tariffs, subsequent revised pages containing the list of participating carriers must bear reference to such elimination so long as the name of the eliminated carrier appears elsewhere in the tariff, the reference to be shown in the following manner:

(Show name of carrier here)
eliminated as a participating carrier in this tariff and all rates and other provisions published in connection with that carrier canceled effective ----- See -----
Revised Page -----

(c) *Supplement number and cancellations.* Supplements to a tariff shall be numbered consecutively. Each supplement shall specify on its title page the supplement or supplements or tariff or tariffs which it cancels, and shall also show what supplements contain actual changes from the rates, rules, or regulations in the original tariff. Supplements filed under the authority of paragraphs (i), (j), (k), (m) of this section, and § 141.12(d), and blanket or special supplements that do not change rates, rules or regulations, must be shown separately and the nature of each such supplement must be clearly indicated.

17. The headnote of paragraph (d) of § 141.9 is changed to read:

(d) *Effective date; reissued matter.* . . .

18. The headnote and subparagraphs (1), (2), (4), and (13) of paragraph (e) of § 141.9 are changed to read:

(e) *Amount of supplemental matter; loose-leaf tariffs.* (1) Except as authorized in § 141.8 (d), paragraphs (i), (j), (k), (m) of this section, 141.11 and 141.12 (d), the following is the maximum number of effective supplements permitted to any tariff:

4 pages or less—No supplements.
5 to 16 pages, inclusive—1 supplement.
17 to 80 pages, inclusive—2 supplements.
81 to 200 pages, inclusive—3 supplements.
201 pages or more—4 supplements.

In addition to the above, tariffs of 17 pages or more may have one additional supplement not exceeding 4 pages.

(2) Except as authorized in §§ 141.8 (d), paragraphs (f), (h), (i), (j), (k), (m) of this section, §§ 141.11 and 141.12 (d), tariffs having 5 or more pages may have supplemental matter aggregating not more than 50 percent of the total number of pages in the tariff, except that if the number of pages in the supplement which brings the volume up to that authorized by this rule is not evenly divisible by 4, it may exceed the volume authorized to the extent necessary to bring the number of pages of such supplement to the next multiple of 4. The concluding page or pages of supplements on which appear only explanations of abbreviations and reference marks shall not be counted in applying this paragraph.

(4) Pages of loose-leaf tariffs shall be printed on thin paper of strong texture, on one side only, and must be consecutively numbered and designated as "Original page 1," "Original page 2," etc. Each page must show at the top of the page the name of the issuing carrier, or of the issuing agent (identified as "Agent"). If the issuing agent is a corporation or association, there shall also be shown the full name of the bureau, committee or regional association, if any, under whose auspices the schedule is compiled and filed. It shall also show the page number and the I. C. C. number of the tariff. At the bottom of the page shall be shown the date of issue, the effective date, and the name, title, and mail address of the individual actually responsible for compiling and filing the schedule. If the tariff is issued by an individual agent, his name must be shown with the title of "Agent." If issued by a corporation or association as agent, the name and title of the person responsible for the actual compilation and filing must be shown.

(13) Supplements shall not be issued to loose-leaf tariffs, except for the purposes authorized by paragraphs (i), (j), and (k) of this section, and § 141.12 (d). When all changes made by a supplement to a loose-leaf tariff have been incorporated in the tariff proper by revision of the appropriate pages, the supplement shall be canceled. Such cancellation must be made by the reissue of the check sheet page (page 1) and by adding in the upper right-hand corner immediately following the words "cancels revised page 1" the words "also cancels Supplement No. -----."

19. Paragraphs (f), (k), and (m) of § 141.9 are changed to read:

(f) *Periodical tariffs.* A tariff may provide that it will be reissued periodically, but not less frequently than once a year. Such tariff must carry on its title page the notation:

A reissue of this tariff will become effective not later than -----, 19--

Supplements may be issued to such tariffs without limit as to volume.

(k) *Suspension of tariff schedules.* (1) Upon receipt of an order suspending any tariff or portion thereof, the carrier or agent who filed such tariff shall immediately file with the Commission a supplement, not bearing an effective date, which shall contain a reproduction of the pertinent portions of the Commission's order of suspension (including the paragraph prohibiting changes in the suspended matter), followed by a statement that by reason of the Commission's order (i) the use and application of the suspended publication or portions thereof (which must be identified with certainty) is either indefinitely deferred or deferred for the period prescribed in the Commission's suspension order and (ii) the schedules which were to be changed by the suspended publication (which schedules must also be identified with certainty) will remain in effect and will not be changed so long as effectiveness of the suspended matter is deferred (if deferred only for the term of the Commission's order, the date must be specified), except by order or special permission of the Commission.

(2) If the responsible carrier or publishing agent has elected to file a supplement deferring the suspended matter only for the period prescribed by the Commission's order, and if prior to the expiration of that order, the Commission formally or informally requests that a further deferment be made, the carrier or publishing agent may, under the authority of this section, issue a supplement effecting such further deferment. Where suspended matter has previously been deferred under the authority of this section, the carrier or publishing agent may, when requested by the Commission and prior to the date to which the matter is postponed, issue a supplement under the authority of this section, further postponing the effective date of the matter originally suspended. Supplements issued should be filed on statutory notice if practicable, and otherwise on shorter notice, but the notice shall be as long as time will reasonably permit and in no event less than one day. Where the effectiveness of matter originally suspended by the Commission has been voluntarily postponed beyond the term of the Commission's order, no change during the period of such voluntary postponement may be made in the tariff matter which was originally held in force by the Commission's suspension order, except by order or special permission of the Commission.

(3) Where, following the entry of a report and order in an investigation and suspension proceeding, a further order is entered in such proceeding postponing the effective date or requirement of the original order, the carrier or publishing agent, under authority of this section, may issue a supplement effecting such further deferment of the suspended schedule, and may also issue a supplement to announce postponement of the effective date of a cancellation or vaca-

tion supplement or notice filed following the entry of such report and order, to and including a date immediately preceding the effective date fixed in the further order effecting the postponement. Further, where pursuant to the provisions of section 17 (8) of the Interstate Commerce Act, the filing of an application for rehearing, reargument, or reconsideration stays the order fixing the effective date of a requirement or other action in an investigation and suspension proceeding, as evidenced by notice of the Commission to the parties, the carrier or publishing agent, under authority of this section, may issue a supplement effecting further deferment of the schedule under suspension or under voluntary postponement, and may also issue a supplement to announce postponement of the effective date of a cancellation or vacation supplement or notice that was filed following the entry of the report and order in such investigation and suspension proceeding. (Postponement should be to the last day of the suspension period prescribed in the suspension order, except where the responsible carrier or publishing agent elects to defer the use of the suspended schedule beyond the statutory period of suspension, in which event postponement should be until the date upon which the supplement announcing such postponement is canceled.) Supplements issued should be filed on statutory notice if practicable, and otherwise on shorter notice, but the notice shall be as long as time will reasonably permit and in no event less than one day.

(4) When the Commission has suspended a supplement in whole or in part, it sometimes occurs that prior to the filing of the supplement announcing suspension, a later supplement has been filed which purports to reissue the suspended matter. In such instances the suspension supplement required by this section shall also (i) specifically cancel from the later supplement such reissued matter, and (ii) amend the cancellation notice on the title page of said supplement so as to except the suspended matter from the cancellation. Tardiness in filing supplements announcing suspension may result in the rejection by the Commission of the supplement which cancels the suspended matter.

(5) When the Commission suspends an entire tariff, the previous tariff and effective supplements are continued in effect and will remain in force during the period of suspension or until lawfully canceled or reissued. Except as to loose-leaf tariffs and tariffs of less than five pages, supplements containing additions and/or changes in rates or other provisions which were not sought to be changed by the suspended tariff may be filed to the previous tariff without regard to the volume of supplemental matter which the effective supplements in the aggregate may contain. If the volume of supplemental matter permitted by paragraph (e) of this section has been exceeded under authority of this paragraph, and the Commission orders the cancellation of the suspended tariff, the volume of supplemental matter must be brought within the requirements of paragraph (e) of this section by schedule

filed within 90 days, or such tariff must be reissued in accordance with the following: If consisting of less than 100 pages, by schedule filed within 90 days, and if consisting of 100 or more pages, by schedule filed within 120 days, from date upon which the suspended tariff is canceled.

(6) When the Commission suspends an entire supplement, the supplement will not be counted in the number of supplements nor in the volume of supplemental matter permitted by paragraph (e) of this section; nor in the event of suspension of a portion of a supplement will that supplement be so counted after all matter therein except the suspended portions has been reissued in or canceled by a subsequent supplement. Such subsequent supplement shall cancel the supplement containing the suspended matter "except portions under suspension in I. & S. Docket No. _____, viz. (identifying the suspended portion by item and page number)."

(7) When a tariff (not a supplement), any portion of which is under suspension, is canceled, the new tariff may either (i) cancel the previous tariff "except portions under suspension in I. & S. Docket No. _____, viz. (identifying the suspended matter and the matter held in force by the suspension order by item and page number)," or (ii) cancel the previous tariff entirely and bring forward without change the matter held in force by the order of suspension, followed immediately by the matter under suspension. The matter held in force by the order of suspension must be identified as such and shown as expiring with the date to which the suspended matter has been postponed. The suspended matter immediately following must likewise be identified as such and shown as effective on the day following the expiration of the matter held in force by the order of suspension.

(8) When an order of suspension relates to a portion of a new tariff or a supplement thereto, intended to supersede completely a readily identifiable item (or other unit) in the prior tariff, such matter as is continued in effect by the order of suspension may be published (see Note following subparagraph (9) of this section) in the supplement announcing suspension. When so published the following notation must be provided in connection therewith, either as a note or in the form of a reference mark:

The matter subject to this (note or reference mark as the case may be) is reissued from tariff I. C. C. _____ and is continued in effect by the terms of the order of suspension in I. & S. Docket No. _____, and unless it is sooner canceled, changed, or extended, will expire with _____. (The date to be shown will be the date to which the suspended matter has been postponed.)

(9) When an order suspends a particular rate or rates or a portion of matter in an item (or other unit) in a new tariff and the matter remaining in effect in a prior tariff thereby becomes an integral part of such item (or other unit) of the new tariff, the entire item (or other unit) of the new tariff may be republished in the supplement announcing the suspension, provided there is shown in such item (or other unit), (i) the mat-

ter continued in effect by reason of the order of suspension, (ii) the suspended matter, and (iii) all other provisions of the item (or other unit) without change and appropriately indicated as reissued from the new tariff (see Note following this paragraph). The matter held in force by the order of suspension must be identified as such and shown as expiring with the date to which the suspended matter has been postponed. The suspended matter immediately following must likewise be identified as such and shown as effective on the day following the expiration of the matter held in force by the order of suspension. When the effective date of suspended matter has been indefinitely postponed, that fact must be stated by appropriate language.

NOTE: The form of publication permitted by the two paragraphs preceding may be used only when it permits complete cancellation of the tariff containing the matter continued in effect by the order of suspension. It may not be used in loose-leaf tariffs nor where the application of matter continued in effect depends in whole or in part upon other provisions, such as station grouping, rate bases, rules or regulations, which differ from those in the new tariff and which cannot be brought forward in the supplement announcing suspension.

(10) When a revised (not an original) loose-leaf page, a portion of which is under suspension, is reissued, the new revised page shall (i) include the matter continued in effect by reason of the order of suspension, (ii) cancel the page previously containing such matter, and (iii) cancel the loose-leaf page containing the suspended matter "except portions under suspension in I. & S. Docket No. _____, viz. (identifying the suspended portion by item and page number)."

(11) Neither a suspended tariff provision nor a provision held in force by reason of an order of suspension may be changed or canceled except by order or permission of the Commission.

(12) When the Commission vacates an order of suspension, or when suspended matter has been voluntarily postponed beyond the term of the Commission's order, and the Commission finds the suspended matter justified, a supplement may be filed making the suspended or postponed matter effective on one day's notice unless the Commission directs otherwise.

(13) When an order which suspended a tariff in its entirety is vacated and/or the Commission formally finds that the suspended tariff is justified, the vacating supplement filed under authority of this section may also include as reissues any changes or additions which in the interim have been made in the tariff which was held in force by the order of suspension. If by special permission a new tariff has been filed during the period of suspension, canceling the tariff proposed to be canceled by the suspended tariff, any changes or additions published in the new tariff which are not included in the suspended tariff may likewise be included in the vacating supplement as reissued items, but in such cases the vacating supplement must also cancel the new tariff. No other matter may be included in vacating supplements. When reissued matter is published in a va-

cating supplement, the vacation notice must be printed in not less than 10-point type, either on the title page or immediately preceding the particular tariff matter to which the notice applies.

(14) When a tariff has been canceled except portions under suspension by a new tariff and the Commission vacates its suspension order and/or formally finds the suspended matter justified after the new tariff has become effective, a supplement may be filed to the new tariff on not less than one day's notice (unless the Commission directs otherwise), republishing and establishing the suspended matter and canceling the matter which was effective during the period of suspension, together with the matter under suspension in the former issue. When the Commission vacates its suspension order and/or formally finds the suspended matter justified before the new tariff becomes effective, a vacating supplement as provided in this section should be filed to the old tariff, and a supplement should also be filed to the new tariff on not less than one day's notice (unless the Commission directs otherwise), establishing therein the matter which was under suspension in the old tariff. A supplement common to both tariffs as authorized by paragraph (h) of this section may be issued for this purpose.

(15) When the Commission suspends matter in a tariff or a supplement thereto and thereafter orders its cancellation, the cancellation shall become effective upon not less than one day's notice (unless the Commission directs otherwise), by supplement to or reissue of the tariff. When the Commission orders suspended matter canceled and the final date for compliance is subsequent to the date to which the matter has been postponed, carriers should endeavor to make the cancellation in time to prevent the rates or other provisions which have been found not justified from becoming effective. If this is not done and the suspended matter becomes temporarily effective, it is necessary when cancellation is effected to republish and reestablish the matter which was continued in force by reason of the order of suspension.

(16) Every suspension, vacation, and cancellation supplement issued under authority of this section must bear on its title page the following notation:

Issued under authority of rule 9 (k) of Tariff Circular No. 20 and in compliance with order of the Interstate Commerce Commission in I. & S. Docket No. _____ of (date).

Postponement supplements issued under authority of this section must show on the title page:

Issued upon _____ day's notice under authority of rule 9 (k) of Tariff Circular No. 20.

(17) Supplements issued under authority of this section will not be counted in the number of effective supplements, or the volume of supplemental matter, permitted under paragraph (e) of this section, but must be listed among the effective supplements as required by paragraph (c) of this section.

(18) The provisions of this section relating to suspension, postponement, va-

cation, and cancellation supplements will also govern in connection with tariffs issued in loose-leaf form, except that such supplements must not contain any other matter. All changes made in loose-leaf tariffs must be published on revised pages. (See paragraph (e) of this section.)

(l) [Reserved.]

(m) *Additional supplement to establish rates under rule or order of Commission.* Except as to loose-leaf tariffs and tariffs of less than five pages, one additional supplement may be issued to any tariff without regard to the requirements of paragraph (e) of this section for the purpose of establishing rates or other provisions in compliance with an order or formal decision of the Commission and/or to establish rates under authority of § 141.56 or § 141.57. The next regular supplement filed must bring the number of effective supplements within the requirements of paragraph (e) of this section. Only one such supplement may be in effect at any time and, except as provided in § 141.14 (f), may contain no other matter. It must be designated on its title page as "Issued under authority of rule 9 (m) of Tariff Circular No. 20."

20. In the last sentence of subparagraph (8) of paragraph (i) of this section the reference to § 141.26 (e) is changed to § 141.26 (b).

21. Cross reference following paragraph (i) of § 141.9 is changed to read:

CROSS REFERENCE: For provisions concerning powers of attorney and concurrences, see §§ 141.17 to 141.26, inclusive.

22. Section 141.10 *Terminal and special services; distance and mileage rates* is amended by deleting the cross reference following paragraph (a) and by changing paragraphs (g) and (i) to read:

(g) *Distance rates may be used when no other rates provided.* (1) A carrier or an agent acting for two or more carriers may file tariffs containing distance or mileage class or commodity rates, or both. Except as otherwise provided in §§ 141.7 and 141.27, distance or mileage class rates may be used only when no specific through class rates from and to the same points are provided and distance or mileage commodity rates may be used only when no specific through commodity rates from and to the same points are provided. Except as otherwise provided in §§ 141.7 and 141.27, distance or mileage commodity rates will apply even though specific through class rates from and to the same points are provided.

(2) Tariffs containing distance or mileage rates must clearly and definitely show the application of the rates, must contain an alphabetical list of points between which the rates apply and must also show in proper arrangement the specific distances between such points, or may make reference by I. C. C. number to a separate tariff for such list of points and distances. (See paragraph (h) of this section.)

(3) Each tariff that contains only distance or mileage class rates must bear on its title page the following rule:

The distance or mileage class rates shown herein may be used only when no commodity rates or specific through class rates from and to the same points have been provided on the same shipment.

(4) Each tariff that contains only distance or mileage commodity rates must bear on its title page the following rule:

The distance or mileage commodity rates shown herein may be used only when no specific through commodity rates from and to the same points have been provided on the same shipment.

(5) Each tariff that contains only distance or mileage class and commodity rates must bear on its title page the following rule:

The distance or mileage class rates shown herein may be used only when no commodity rates or specific through class rates from and to the same points have been provided on the same shipment; and the distance or mileage commodity rates shown herein may be used only when no specific through commodity rates from and to the same points have been provided on the same shipment.

(6) If distance or mileage rates without alternative application are published in a tariff which also contains specific rates, the notations for class or commodity or both class and commodity rates, as the case may be, prescribed by this paragraph must be shown immediately in connection with such distance or mileage rates.

(7) If distance or mileage rates have alternative application, the notations prescribed in this paragraph g must be qualified by the prefatory words, "Except to the extent alternative application of rates is provided."

(i) *List of stations showing facilities, additions and abandonments.* (1) A tariff publication may be filed containing a list of stations with the railroad location of each, alphabetically and geographically arranged with index numbers, prepay requirements, station facilities, additions of stations, abandonments of stations, changes in names of stations, and restrictions as to acceptance and delivery of freight. No rates or charges and no matter that will in any way operate to increase or decrease the rate or charge in tariffs making reference to this publication may be shown therein. Changes in such a tariff may be made on not less than one day's notice, except that announcement of the abandonment of stations, changes in index numbers of stations and restrictions as to the acceptance or delivery of freight must be made effective on not less than thirty days' notice.

(2) Changes made on less than statutory notice under the authority of this paragraph shall recite that they are so made, either directly or by reference to an item in the original tariff stating:

Changes in this tariff that make reference to this item are established upon less than statutory notice under authority of rule 10 (i) of Tariff Circular No. 20.

Rate tariffs that are to be governed by such separate tariff publication must make reference thereto in the wording shown below:

Governed by ----- I. C. C. No. -----, supplements thereto or successive issues thereof, as to additions and abandonments of stations, and except as otherwise shown herein, as to prepay requirements, changes in names of stations, restrictions as to acceptance or delivery of freight and changes in station facilities. When a station is abandoned as of a date specified in the above named tariff, the rates from and to such station as published in this tariff are inapplicable on and after that date.

(3) When a station has been abandoned as of a date specified in the tariff authorized by this paragraph, the rates from or to such station in rate tariffs governed thereby have become inapplicable and must be eliminated in the next amendment of such rate tariffs. When the elimination is made by supplement, the following notation must be used:

Eliminate account station abandoned. For effective date see (here make reference to the governing tariff issued under this rule).

This notation must be continued in connection with the name of the station as long as the tariff remains effective, and indicated as a reissue from the supplement in which it was first published, without stating the effective date of such supplement.

23. The text of § 141.11 is deleted and the following substituted in lieu thereof:

§ 141.11 *Index of tariffs.* (a) Each carrier shall publish as a tariff, under I. C. C. number, a complete index of all effective tariffs to which it is a party either as initial or delivering carrier. Such index shall be arranged in sections as indicated below, and shall show as to each tariff: (1) I. C. C. number, (2) full or abbreviated name of issuing carrier, tariff publishing bureau, or agent, (3) type of tariff or description of the traffic upon which it applies, (4) where tariff applies from, (5) where tariff applies to, and (6) whether tariff contains other than all-rail rates. The information required by items (3), (4), and (5) shall be stated in sufficient detail to show clearly the application of the tariff. Additionally, the index may show as to each tariff the carrier's own number, the index number, and the issuing carrier's (or agent's or tariff publishing bureau's) number.

First section: A list of all tariffs as to which the carrier is an initial carrier, entered in the following order: Specific commodity tariffs, general commodity tariffs, class and commodity tariffs, class tariffs, and miscellaneous schedules such as billing books, classifications, exception sheets, switching tariffs, etc. Specific commodity tariffs shall be entered alphabetically under the names of commodities or principal commodities. Tariffs applying to different groups of the same commodity shall be grouped together; for example, "Lumber, hardwood, Lumber, yellow pine," etc. Each group of specific commodity tariffs and tariffs grouped under the respective heads of general commodity tariffs, class and commodity tariffs, and class tariffs, shall be entered by alphabetical arrangement of the points or territory from or to which they apply, in either the "From" or "To" column. Miscellaneous sched-

ules shall be entered in alphabetical order.

Second section: A list of all tariffs under which the carrier is a delivering carrier arranged alphabetically by names of issuing carriers, tariff publishing bureaus, or agents, with the items arranged by commodities and classes under each of such carriers, tariff publishing bureaus, or agents, as prescribed for the first section. If carrier so desires, lists of tariffs under which it is an intermediate carrier may be included in this section provided those tariffs under which it is a delivering carrier or an intermediate carrier or both are indicated.

Third section: A complete list of the numbers of effective tariffs of its own I. C. C. series arranged in numerical order.

(b) Tariffs covering only specific circus movements and supplements to tariffs should not be included in indexes. Where supplements have the effect of changing the application of the original tariff, the descriptions of such tariff in the index should be amended accordingly. If carriers so desire, lists of their intrastate tariffs, division sheets, official circulars, etc., may appear in this publication. In connection with intrastate tariffs which do not bear I. C. C. numbers the reference mark prescribed in § 141.4 (m) must be used with explanation "Rates in this tariff do not apply on interstate shipments." All intrastate tariffs which bear I. C. C. numbers must be properly shown in the index.

(c) A group of family lines may unite in the publication and filing by a connecting trunk line of a joint index of the tariffs of such family lines, provided the application of the tariffs as to each line is plainly indicated and such lines are shown as parties to the joint index under concurrence.

(d) The index must be kept current by supplements, which, however, need not be issued more frequently than quarterly; and must be reissued biennially. Supplements must be numbered consecutively, must be constructed in accordance with specifications for the index itself and must show additions, changes and cancellations made in index itself or in prior supplements, by reference to the page or index number of the entry changed or canceled. Supplements may be issued without regard to volume of supplemental matter permitted by § 141.9 (e), but not more than five supplements may be in effect at any time.

(e) Each index must bear on its title page these notations: "This index contains list of tariffs in effect on (date of issue of index)" to which in proper circumstances may be added "or which have been filed to become effective at a later date as shown within"; also "This index will be reissued on or before ----- 19--, and all changes will be reflected in supplements issued quarterly."

(f) Each supplement to an index must bear on its title page the notation, "Supplements Nos. ----- and ----- contain all changes from original index that are in effect on date hereof"; to which may be added "or which have been filed to become effective at a later date as shown within."

(g) The title page of each index and of each supplement must bear date of issue but must not bear an effective date. The rule requiring thirty days' notice does not apply to these indexes and their supplements.

NOTE: One index containing both freight and passenger tariffs may be filed, but if both freight and passenger tariffs are included in one index the information required by each rule must be shown in separate sections, the index must be given an I. C. C. number in both freight and passenger series, and four copies must be filed with the Commission.

24. Cross reference following § 141.11 is deleted.

25. The headnote of § 141.12 is changed to read:

§ 141.12 *Restoration and discontinuance of water service.* * * *

26. The note following the introductory paragraph of § 141.12 is deleted.

27. Paragraph (a) of § 141.12 is changed to read:

(a) *Notation on title page.* The following notation shall appear either (1) on the title page of the tariff, (2) amongst the rules governing the application of rates, or (3) immediately in conjunction with the rates to which the notation applies:

Transportation service in connection with (here insert name of water carrier or carriers specified in the tariff) is subject to restoration and discontinuance as indicated on page -----

When the foregoing notation is published in the tariff amongst the rules governing the application of rates, reference thereto must be made in the table of contents of the tariff, and the words "as follows" must be substituted for "as indicated on page -----"

28. The notes following paragraphs (b) and (c) of § 141.12 are changed to read:

NOTE: In applying the provisions of the preceding paragraph, the date on which final instructions are received for transportation via the water line will be considered the date of acceptance of the shipment for transportation by that line. The rate to be applied on shipments moved via the water line will be the rate in effect on the date shipments are received for transportation at points of origin.

29. Section 141.13 *Filing tariffs* is amended by deleting from paragraph (c) the parenthetical reference to § 141.26 (j) and by changing paragraphs (a) and (b) to read:

(a) Tariffs shall be published and filed by carriers either directly or through duly authorized tariff-publishing agents. When filed directly by a carrier the concurrence (or power of attorney as authorized in § 141.18 (f)), and when filed by an agent the power of attorney, of every carrier participating therein must be filed or on file with the Commission. (See §§ 141.17 to 141.20, inclusive.)

(b) A tariff publishing agent must file tariffs under his or its own single series of I. C. C. numbers and not in the series of any of his principals. If the agent is a corporation or an unincorporated association (see § 141.17 (a)) hav-

ing jurisdiction over two or more tariff publishing organizations, bureaus, or committees, the tariffs issued through each such tariff publishing organization may bear a separate series of I. C. C. numbers.

30. Cross reference following paragraph (e) of § 141.13 is changed to read:

Cross REFERENCE: For provisions concerning powers of attorney and concurrences, see §§ 141.17 to 141.26, inclusive.

31. Paragraph (h) of § 141.14 is amended to read:

(h) *Number of copies; address.* Two copies of each tariff, supplement, revised page, classification, or other schedule of rates or regulations, shall be filed with the Commission, both copies to be filed together under one letter of transmittal (see § 141.29). They must be addressed to the "Interstate Commerce Commission, Washington 25, D. C.," with the envelope marked as containing "Tariffs."

32. The text of § 141.16 is deleted and the following substituted in lieu thereof:

§ 141.16 *Classification; exceptions tariff*—(a) *Classification.* (1) A classification as the term is used in this part has reference to a tariff in which all of the commodities which the carriers parties thereto may be called upon to transport, so far as can reasonably be foreseen, are listed either by specific or generic names and are assigned to ratings or classes with reference to which the carriers' class rates are applied. The classification must contain an alphabetical index of all of the articles so listed.

(2) Appropriate rules should be provided in a classification, not only to govern the application of the classification itself, but also the application of other tariffs which are made subject to the classification. Each rule should be so expressed as to make it clear whether it applies only in connection with the classification proper, or in connection also with classification exceptions and commodity tariffs governed by the classification. The rules must be separately numbered, and thoroughly and accurately indexed.

(3) Among others, each classification must contain the following rules:

(i) Except when provision is made in exceptions tariffs for alternation of the exceptions with this classification, the establishment of a classification exception removes the application of the corresponding provisions of this classification on traffic covered by such exception.

(ii) Unless otherwise provided in applicable tariffs, if there is an effective commodity rate on a given shipment, that rate and not the class rate must be applied, except that rates (either class or commodity) specifically designated as applicable only on import, export, coastwise or intercoastal shipments must be applied on such shipments to the exclusion of all other rates not so designated.

(4) When a tariff is governed by a classification each carrier for which the tariff so governed applies must also be a party to the classification.

(5) Each classification should state on its title page:

This tariff is applicable only in connection with tariffs specifically made subject hereto.

(b) *Exceptions tariff.* (1) An exceptions tariff as the term is used in this part is a tariff which contains exceptions to the ratings and/or rules in a classification. Except as provided in subparagraph (9) of this paragraph, classification exceptions may be published only in exceptions tariffs.

(2) If it is desired to establish rates differing from the classification basis between a limited number of points, the method of publication must be by commodity rate tariffs and not by classification exceptions.

(3) Each exceptions tariff must state on its title page that it contains exceptions to a designated classification, and that:

This tariff is applicable only in connection with tariffs specifically made subject hereto.

(4) When a tariff is governed by an exceptions tariff each carrier for which the tariff so governed applies must also be a party to the exceptions tariff.

(5) A rate tariff may not be made subject to more than one exceptions tariff unless the rate tariff is subject to more than one classification, in which case the rate tariff may be made subject to not more than one exceptions tariff for each classification.

(6) Commodities for which ratings are provided in an exceptions tariff shall be listed and indexed therein in a manner corresponding with that in the classification. Commodity descriptions in the exceptions tariff should, so far as possible, conform to those in the classification. Exceptions to rules must be numbered and completely indexed, and each rule in the exceptions tariff must specify the rule in the classification to which it is in fact an exception. Each rule must likewise indicate clearly, as in the classification, whether it applies only in connection with traffic for which ratings are provided in the exceptions tariff or whether it has broader application, and if so, precisely how much broader.

(7) Alternation of certain ratings in an exceptions tariff with corresponding ratings in the classification (general alternation is not permitted) may be accomplished by publishing the following provision in the rules of the exceptions tariff and making specific reference to it in each item as to which alternation is desired, or by publishing it, appropriately modified, immediately in conjunction with each such item:

If on a given shipment the charge accruing under the provisions of (here identify the classification) is lower than that accruing under an item of this tariff which makes specific reference hereto, the lower charge under the classification will apply.

For alternation purposes, there may be published in the same item of an exceptions tariff an exceptions rating and a rating on the same article reproduced from the classification.

(8) Rules which are not classification exceptions, as covered by § 141.4 (h) may be included in exceptions tariffs. In such cases the exceptions tariff will be counted in applying the provisions of § 141.4 (h). Commodity lists as authorized by § 141.6

(a) may also be published in exceptions tariffs, in which case the carriers parties thereto may not publish other general commodity-list tariffs. When classification exceptions are thus published in the same tariff with other rules and/or commodity lists, the tariff shall be divided into sections, the first containing the rules (all rules), the second containing the exceptions (ratings only), and the third containing commodity lists. The several sections must be separately indexed.

(9) Classification exceptions, either ratings or rules, which apply only in connection with the class rates published in a particular tariff may be published in that tariff.

33. The text of §§ 141.17 to 141.26, inclusive, also the cross references included in and immediately following such sections, are deleted and the following substituted in lieu thereof:

§ 141.17 *Tariffs issued through an agent.* (a) If a carrier desires to issue a tariff or tariffs through an agent it may do so by filing with the Commission an appropriate power of attorney to the designated agent. Agents may be either natural persons, corporations, or unincorporated associations whose articles of association (or other form of agreement) have been approved by the Commission in a proceeding pursuant to the provisions of section 5a, part I, of the Interstate Commerce Act. An officer or employee of an incorporated tariff-publishing agent may not act as an agent in his individual capacity for the publication of tariffs.

(b) When an association or corporation has been appointed an issuing agent the executive head thereof shall at once notify the Commission of the name of the individual who is to be responsible for the actual compilation and filing of each I. C. C. series of tariffs issued by the agent. There may be only one issuing officer for each such series of tariffs, and the same individual may not act as issuing officer for more than one series without the special permission of the Commission. When an issuing officer is replaced the Commission shall be immediately notified in like manner of his successor.

(c) When a natural person is authorized by power of attorney to act as a tariff-publishing agent, such instrument shall designate another natural person to act as alternate agent in the event of the death or disability of the principal agent. On or before the date of filing of the first tariff or supplement by the alternate agent under the authority granted in the instrument, such alternate agent shall notify the Commission in writing that death or disability of the principal agent has occurred and that he, the alternate agent, will thereafter act until the appointment of a new principal agent. The term "disability" as used in the instrument means resignation, permanent transfer to other duties, or other permanent absence of the principal agent. After an alternate agent has once exercised the authority granted by the instrument, the principal agent may not thereafter act under that instrument.

§ 141.18 Powers of attorney—(a) *Publishing agents.* (1) A power of attorney shall be used by a carrier to give to a publishing agent, but not to another carrier, authority to publish and file freight rate tariffs and supplements for it, except that a carrier may give a power of attorney to another carrier in the circumstances stated in paragraph (f) of this section. Powers of attorney given to publishing agents may be either unlimited or limited, and in the case of corporations or unincorporated associations comprised of more than one bureau, committee or regional organization, the power of attorney may consist of multiple instruments, such instruments to define separately the authority to be exercised by each component bureau, committee or regional organization.

(2) A carrier may not have in effect at the same time an unlimited power of attorney and a limited power of attorney in favor of the same agent for use by the same bureau, committee, or regional organization.

(b) *Unlimited power of attorney form.* (1) An unlimited power of attorney, when given to a publishing agent, authorizes the agent to file any freight tariff in which the carrier giving the power is a participating carrier. Form FA1 confers unlimited authority to publish local rates and charges for the carrier issuing the power and to publish joint rates and charges for such carrier and such other carriers as have issued the necessary authority.

(2) The following form of power of attorney, FA1, shall be used to give such unlimited powers:

POWER OF ATTORNEY

FA1 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

Know all Men by These Presents:

That the [full and correct name of carrier] has made, constituted, and appointed, and by these presents does make, constitute, and appoint [name of principal agent] its true and lawful attorney and agent, to file in its name, place, and stead, (1) for it alone, and (2) for it jointly with other carriers [through its (name of bureau, committee, or regional organization, if any)], freight tariffs and supplements thereto, as required of common carriers by existing laws and regulations established thereunder. And does hereby give and grant unto its said attorney and agent full and unlimited power and authority to do and perform all and every act and thing above specified as fully, to all intents and purposes, as if the same were done and performed by the undersigned carrier itself, and does hereby assume full responsibility for the acts and failures to act of said attorney and agent.

And, further, that the undersigned carrier does hereby make and appoint [name of alternate agent] alternate attorney and agent to do and perform the same acts and exercise the same authority herein granted to the principal agent in the event and only in the

event of the death or disability of the above-named principal agent.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name of Agent)
(Address)

(c) *Limited power of attorney form.* (1) A power of attorney may be limited in any appropriate manner provided the limitations are specifically and unambiguously expressed in the instrument. For example, the agent may be authorized to publish only local rates, only joint rates, only rates and charges on specified commodities or in a specified territory, or only specified tariffs or types of tariffs.

(2) The following power of attorney, Form FA2, shall be used to give such limited authority:

POWER OF ATTORNEY

FA2 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

Know All Men by These Presents:

That the [full and correct name of carrier] has made, constituted, and appointed, and by these presents does make, constitute and appoint [name of principal agent] its true and lawful attorney and agent, to file in its name, place, and stead, (1) for it alone, and (2) for it jointly with other carriers [through its (name of bureau, committee, or regional organization, if any)], freight tariffs and supplements thereto and successive reissues thereof, as required of common carriers by existing laws and regulations established thereunder, but only as hereinafter specified:

(Here specify affirmatively the precise authority given to the agent)

And does hereby give and grant unto its said attorney and agent full power and authority to do and perform all and every act and thing above specified as fully, to all intents and purposes, as if the same were done and performed by the undersigned carrier itself, and does hereby assume full responsibility for the acts and failures to act of said attorney and agent.

And, further, that the undersigned carrier does hereby make and appoint [name of alternate agent] alternate attorney and agent to do and perform the same acts and exercise the same authority herein granted to the principal agent in the event and only in the event of the death or disability of the above-named principal agent.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name of Agent)
(Address)

(d) *Manner of execution.* (1) In the blank space for the name of the carrier in Forms FA1, FA2, and FA3, there must be shown, if the carrier is an individual, the individual name followed by the trade name, if any. If the carrier is a partnership, the correct names of all partners must be given, followed by the trade name, if any. If the carrier is a

corporation, the correct corporate name must be used.

(2) If the carrier is an individual, the power of attorney must be signed by the individual; if a partnership, the power of attorney must be signed individually by each partner. If the carrier is a corporation, the power of attorney must be signed by the president, a vice-president or any other authorized official of the carrier. However, before the signature of an employee other than the president or a vice-president on a power of attorney will be recognized by the Commission, the carrier must file with the Commission, over the signature of the president or a vice-president, a statement reciting that the individual is authorized to sign powers of attorney. The statement must include a specimen signature of the individual or individuals so designated. The authority to sign powers of attorney may be conferred in the manner described, on more than one official of the carriers. If the carrier is being operated by trustees or receivers the power of attorney must be signed by each trustee or receiver individually or by his or their designee. Trustees or receivers may invest others with the authority to sign in the same manner as the president or vice-president of a corporation may confer the authority on subordinate officials.

(3) If the agent appointed by either FA1 or FA2 is a corporation or an unincorporated association the last full paragraph of the form shall be omitted.

(e) *Joint agents.* If an agent does not hold the requisite authority to publish a particular tariff the authority to do so may be obtained by pooling the authority held by him with that held by one or more other agents, and the tariff may be published jointly by both or all such agents in the I. C. C. series of each. For example, if one agent has authority to publish rates only from territory A to territory B, and another agent has authority to publish rates only from territory B to territory A, the rates may be published in a single tariff on a "between" basis and filed with the Commission as a joint tariff of both agents under the I. C. C. series of each.

(f) *Carrier acting for another carrier.*

(1) A power of attorney may be given by small carriers to large carriers to which they connect, or by subsidiary to parent carriers, authorizing the large or parent carriers to publish tariffs, to give and receive concurrences, and to give powers of attorney to agents, all in behalf of the small or subsidiary carrier. The authority granted may be unlimited, as in the form which follows (Form FA3), or it may be limited in any appropriate manner, provided the limitations are specifically and unambiguously expressed in the instrument. When an FA3 form of power of attorney has been given, the granting carrier may not thereafter do in its own behalf anything which it has authorized the grantee carrier to do in its stead. Concurrences and powers of attorney given by the grantee carrier will, however, be deemed to be given on its own behalf only, unless the instrument expressly recites that it is given or is also

given, in behalf of the granting carrier. An FA3 form of power of attorney will be construed as authorizing the grantee carrier to give a concurrence to itself in behalf of the granting carrier.

(2) The following form of power of attorney, Form FA3, shall be used by a carrier to give authority to another carrier. When the authority is to be limited in any way, the form should be altered to the extent necessary.

POWER OF ATTORNEY

FA3 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

Know All Men by These Presents:

That the [name of granting carrier] has made, constituted, and appointed, and by these presents does make, constitute, and appoint [name of grantee carrier] its true and lawful attorney and agent (1) to issue in its name, place and stead powers of attorney to tariff-publishing agents, (2) to give and receive in its name, place and stead concurrences in tariffs of other carriers, and (3) to publish and file, or cause to be published and filed, freight tariffs and supplements thereto and successive reissues thereof, in which the undersigned carrier is a participant, all as required of common carriers by existing laws and regulations established thereunder. And the undersigned carrier does hereby give and grant unto its said attorney and agent, full, sole and exclusive power and authority to do and perform all and every act and thing above specified for and on behalf of the undersigned carrier as fully, to all intents and purposes, as if the same were done and performed by the undersigned carrier itself, and does hereby assume full responsibility for the acts and failures to act of its attorney and agent.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name and Title of Officer)
(Name of Carrier)
(Address)

§ 141.19 Concurrences. (a) A carrier desiring to become a participant in a tariff or tariffs issued by another carrier (not by an agent) may do so by filing with the Commission a limited or unlimited concurrence (except as provided in § 141.18 (f)) in one of the four following forms. In Forms FC2 and FC4 the limitations must be specifically and unambiguously expressed.

(1) Form FC1 which follows is unlimited and covers all freight tariffs applying on traffic moving from, to, via or at points on the line of the carrier giving the concurrence:

CONCURRENCE FC1 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

This is to certify that [name of carrier issuing concurrence] assents to and concurs in all freight tariffs and supplements thereto,

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filed by [name of carrier to which concurrence is given] in which the undersigned carrier is shown as a participant, and the undersigned carrier hereby makes itself a party thereto and bound thereby insofar as such tariffs apply from, to, via or at points on its lines, until this authority is revoked by formal notice of revocation filed with the Interstate Commerce Commission and sent to the carrier to which this concurrence is given.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name and Title of Officer)
(Name of Carrier)
(Address)

(2) Form FC2 covers freight tariffs applying on limited but affirmatively specified traffic moving from, to, via or at points on the line of the carrier giving the concurrence. The form follows:

CONCURRENCE FC2 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

This is to certify that [name of carrier issuing concurrence] assents to and concurs in all freight tariffs and supplements thereto, filed by [name of carrier which concurrence is given] in which the undersigned carrier is shown as a participant, but only to the extent that such tariffs apply:

(Here affirmatively state the limitations, such as designating the commodities to which, the points to and/or from and/or at which, the limited territory within which, or the specific publication(s) or series of tariffs to which, the concurrence shall be applicable.)

And the undersigned carrier hereby makes itself a party thereto and bound thereby insofar as such tariffs apply from, to, via or at points on its lines, until this authority is revoked by formal notice of revocation filed with the Interstate Commerce Commission and sent to the carrier to which this concurrence is given.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name and Title of Officer)
(Name of Carrier)
(Address)

(3) Form FC3 is restricted to freight tariffs applying on traffic moving to points on or via the line of the carrier giving the concurrence but is not otherwise limited. The form follows:

CONCURRENCE FC3 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

This is to certify that [name of carrier issuing concurrence] assents to and concurs in all freight tariffs or supplements thereto filed by the [name of carrier to which con-

currence is given] in which the undersigned carrier is shown as a participant, and hereby makes itself a party thereto and bound thereby, insofar as such tariffs or supplements contain rates or other provisions applying via its lines and to, but not from or at, points thereon, until this authority is revoked by formal notice of revocation filed with the Interstate Commerce Commission and sent to the carrier to which this concurrence is given.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name and Title of Officer)
(Name of Carrier)
(Address)

(4) Form FC4 which follows covers freight tariffs applying on limited but affirmatively specified traffic moving to points on or via the line of the carrier giving the concurrence.

CONCURRENCE FC4 No. --
Cancels -- No. --

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

This is to certify that [name of carrier issuing concurrence] assents to and concurs in all freight tariffs or supplements thereto filed by [name of carrier to which concurrence is given] in which the undersigned carrier is shown as a participant, but only to the extent that such tariffs apply:

(Here affirmatively state the limitations, such as designating the commodities to which, the points to or the lines over which the limited territory within which, or the specific publication(s) or series of tariffs to which, the concurrence shall be applicable.)

And the undersigned carrier hereby makes itself a party to such tariffs and bound thereby insofar as such tariffs or supplements contain rates or other provisions applying via its lines and to, but not from or at, points thereon, until this authority is revoked by formal notice of revocation filed with the Interstate Commerce Commission and sent to the carrier to which this concurrence is given.

(Name of carrier)
By _____
Its _____
(Title)

Duplicate mailed to:
(Name and Title of Officer)
(Name of Carrier)
(Address)

(b) Concurrences shall be personally signed by any official of the issuing carrier.

(c) If a carrier has been authorized by power of attorney to issue concurrences in behalf of one or more small or subsidiary carriers (see § 141.18 (f)), the carrier holding such authority may by a single instrument issue a concurrence in its own behalf and in behalf of any or all of such small or subsidiary carriers.

§ 141.20 Filing of powers of attorney and concurrences. (a) If a power of attorney or concurrence is issued subsequent to the date of the filing of the tariff with the Commission the original instrument shall be forwarded directly to the Commission with a copy to the issuing agent or carrier, but if it is issued

prior to or concurrently with the issuance of the tariff, the original instrument may either be forwarded directly to the Commission, or it may be sent to the carrier or agent issuing the tariff and be transmitted by it or him to the Commission with the tariff. (For exceptions see §§ 141.22 and 141.23 (a).)

(b) Powers of attorney, concurrences, amendments thereto and revocation notices shall be printed or typed on paper of good quality, 8 x 10½ inches, and must show the date on which they are issued. Each power of attorney and concurrence shall bear a form and serial number, the serial numbers to run consecutively for each form of instrument. Concurrences issued by a carrier jointly in its own behalf and in behalf of one or more other carriers (see § 141.18 (f)) may, if desired, be issued under a separate series of numbers. The form and serial numbers shall be shown on the upper right-hand corner and immediately thereunder shall be shown the form and number of the power of attorney or concurrence, if any, which is canceled thereby. If the instrument to be canceled contains more authority or is broader in scope than the new instrument, such new instrument must in addition to the date of issue, bear an effective date at least 60 days after the date on which it is received by the Commission. When the new instrument is the same or broader in scope than the instrument which it cancels, it becomes effective when filed with the Commission. The instrument shall also show, in the lower left-hand corner, the name, title and address of the person to whom the duplicate is sent.

§ 141.21 *Certificate stating correct name of carrier to be filed.* When a corporate or partnership carrier files its first tariff, power of attorney or concurrence, it shall also file a certificate stating the precisely correct name of the carrier as it appears in the charter or articles of incorporation, or in the articles of co-partnership, as the case may be. If, for example, the article "The" is a part of the carrier's name, if the conjunction "and" appears therein as "&", or if the word "Company" is abbreviated to "Co.", the certificate must so indicate.

§ 141.22 *Transfer of authority from one agent to another agent.* (a) When it is desired to transfer authority from one agent to another agent superseding the former agent as to all such agent's effective tariffs, the transfer shall be accomplished by filing a new power of attorney naming the agent (and alternate person) thereafter to serve, which shall specifically cancel the previous instrument or instruments, by including the following in the power of attorney to the new agent:

This power of attorney cancels the following power(s) of attorney:

Power of attorney form and number	In favor of
(Insert power of attorney forms and numbers)	(Insert name of agent and alternate)

(b) Under all other conditions the power of attorney must be revoked in accordance with § 141.26 (b).

(c) The originals of such powers of attorney shall not be sent immediately to the Commission, but shall be forwarded to the new agent, who, after all the necessary instruments shall have been secured, shall file all of the originals with the Commission at one time. The new agent may file no tariffs with the Commission until the powers of attorney from all of the carriers shown therein as participants have been so filed.

§ 141.23 *Procedure when one publishing agent succeeds another.* (a) When powers of attorney have been issued to a natural person and his alternate, and death or disability of either the principal agent or the alternate occurs, new powers of attorney shall be filed with the Commission within 180 days, canceling the previous instruments and designating the new agent (and also his alternate if the new agent is a natural person) thereafter to serve. If the filing of the new instruments is occasioned by the death or disability of the former alternate, the new instruments may, if desired, continue the former principal agent and designate a new alternate only. Likewise if death or disability of the principal agent has occurred it is permissible to continue the former alternate agent in the new instruments and designate a new principal agent only. As soon as the instruments appointing the new agent are filed the alternate agent who in the interim has acted may no longer do so. The new powers of attorney shall not be forwarded directly to the Commission, but shall be collected by the new agent and forwarded to the Commission together, as provided in § 141.22. The new agent may not file a tariff for any carrier until that carrier's power of attorney to him is on file with the Commission.

(b) In the first amendment to each tariff issued by the alternate agent after the death or disability of the principal agent, there shall be shown a statement reading substantially as follows: "On and after (show here the date on which the principal agent ceased to act) this publication shall be considered as the issue of _____, Alternate Agent."

(c) A new agent, on or after the filing of his or its authorities, shall include in the next supplement to each of the effective tariffs previously taken over by the alternate agent a statement reading substantially as follows: "On and after (show here the date on which the new authorities are filed with this Commission) this publication shall be considered as the issue of _____, Agent."

§ 141.24 *I. C. C. numbers of tariffs issued by a new agent or alternate agent.* Tariffs issued by a new agent may be, and those issued by an alternate agent must be, numbered in the I. C. C. series of the former agent. If it is desired to number the tariffs of a new agent in a different I. C. C. series, this may be done as to new or reissued tariffs, but amendments (supplements or revised pages) to tariffs issued by the former

agent must be continued in the original series.

§ 141.25 *Powers of attorney and concurrences in special situations—(a) Joint concurrences.* If joint concurrences are issued in behalf of two or more carriers by the same traffic officer, all concurrences in each series must be issued on behalf of all such carriers, except as to concurrences interchanged between those carriers. If concurrences in a single series are issued separately for different carriers, separate files in that series must be maintained for each carrier, and concurrences of each carrier must be issued in consecutive numerical order as required by § 141.20 (b).

(b) *When operation discontinued or taken over by another carrier.* Powers of attorney and concurrences issued in favor of a carrier which has discontinued operations should be revoked within 120 days after such discontinuance. If its operations have been taken over by another carrier all effective powers of attorney and concurrences should be canceled within 120 days either by new issues or revocation notices.

NOTE: § 141.25 (b) applies, among other situations, when an incorporated carrier is placed in the hands of trustees or receivers and is thereafter reorganized. When trustees or receivers are appointed they normally assume, and the corporation discontinues, operations; and thereafter, following reorganization, operations again pass from the receivers or trustees to the reorganized corporation.

(c) *Forms for joint rail-motor tariffs.* Powers of attorney and concurrences authorizing the publication of joint rail-motor tariffs and supplements shall be issued on the standard FA and FC Forms described in §§ 141.18 and 141.19. Such powers of attorney and concurrences must bear the following notation in the upper portion of the document: "Joint Rail-Motor Power of Attorney" or "Joint Rail-Motor Concurrence."

§ 141.26 *Amendment and revocation of powers of attorney and concurrences—(a) Amendments.* (1) A power of attorney on Forms FA2 or FA3 or a concurrence on Forms FC2 or FC4 may be amended by issuing an "Amendment to Power of Attorney," or "Amendment to Concurrence," respectively. However, only four amendments to any one power of attorney or concurrence will be permitted. The amendment must specify with particularity the exact change in the scope of the powers or the authority conferred, by appropriate reference by number to the power of attorney or concurrence affected, by identification by I. C. C. and agent's or carrier's number of the tariff or tariffs affected, and by a detailed description of the traffic or territory affected.

(2) If an amendment to a power of attorney or to a concurrence reduces the scope of the original instrument, such amendment must bear in addition to the date of issue, an "effective" date at least 60 days after the date on which it is received by the Commission. If the amendment adds to or increases the scope of the original power of attorney or concurrence, no notice is required, and it becomes effective when filed with the

Commission. (See paragraph (e) of this section.)

(3) The form of an "Amendment to Power of Attorney" is as follows:

AMENDMENT TO POWER OF ATTORNEY

Amendment No. --

To FA -- No. --

(Name of carrier)

(Mail address)

(Date)

Know All Men by These Presents:

Effective -- (Date) --, the undersigned hereby amends the above-numbered power of attorney, in the following respects:

(Name of carrier)

By

Its

(Title)

Duplicate mailed to:

(Name of Agent or Carrier)

(Address)

(4) The form of an "Amendment to Concurrence" is as follows:

AMENDMENT TO CONCURRENCE

Amendment No. --

To FC -- No. --

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

The undersigned hereby amends FC -- No. -- in the following respects:

(Name of carrier)

By

Its

(Title)

Duplicate mailed to:

(Name of Carrier)

(Address)

(b) *Revocations.* A power of attorney or a concurrence may be revoked upon not less than 60 days' notice by filing a Notice of Revocation with the Commission and serving at the same time a copy thereof on the the agent, in the case of powers of attorney on Forms FA1 and FA2, or on the carrier, in the case of concurrences or powers of attorney on FA3, in whose favor the instrument was executed. Such notice shall not bear a separate serial number, but shall specify the form and number of the power of attorney, or the form and number of the concurrence, to be revoked, shall name the agent, and alternate agent, if any, or the carrier in whose favor the instrument was executed, and shall specify a date upon which revocation is to become effective. (See paragraph (e) of this section.)

(c) *Corresponding revision of tariff.* When a power of attorney or concurrence is revoked corresponding revision of the tariff or tariffs must be made not later than the effective date stated in the notice of revocation. If the tariff or tariffs are not so amended the rates and other provisions therein remain effective and must be protected by the carrier or

carriers responsible for their continued maintenance.

(d) *Form for revocations.* Revocation notices shall be in one of the following forms, as appropriate:

REVOCATION NOTICE

(Power of Attorney)

(Name of carrier)

(Mail address)

(Date)

Know All Men by These Presents:

Effective -- (Date) --, power of attorney

FA -- No. --, issued by

(Name of carrier issuing power of attorney) in favor of

(Name of carrier, or agent (an alternate), if any)

is hereby canceled and revoked.

(Name of carrier)

By

Its

(Title)

Duplicate mailed to:

(Name of Agent or Carrier)

(Address)

REVOCATION NOTICE

(Concurrence)

(Name of carrier)

(Mail address)

(Date)

To the INTERSTATE COMMERCE COMMISSION,
Washington 25, D. C.

Effective -- (Date) -- concurrence FC

No. --, issued by

(Name of carrier issuing concurrence) in favor of

(Name of carrier)

is hereby canceled and revoked.

(Name of carrier)

By

Its

(Title)

Duplicate mailed to:

(Name of Carrier)

(Address)

(e) *Manner of execution.* (1) An amendment to, or a revocation of a power of attorney shall be executed in the same manner as powers of attorney, and a statement of the kind specified in § 141.18 (d) shall be filed with the Commission to designate persons authorized to sign such amendments or revocations. The statement filed in accordance with § 141.18 (d) may include in the one instrument designations and specimen signatures of persons authorized to sign powers of attorney, amendments to powers of attorney, and revocations of powers of attorney.

(2) An amendment to, or a revocation of a concurrence shall be executed in the same manner as concurrences. (See § 141.19 (b).)

34. The text of § 141.27 is deleted and the following substituted in lieu thereof:

§ 141.27 *Intermediate application of rates.* Tariffs may provide for the application of class or commodity rates from

or to intermediate points (except for account of irregular-route motor carriers) by incorporating in such tariffs the appropriate one or more of the rules set forth below, subject to the limitations of this section.

(a) *Intermediate rules to be used only where routing is provided.* Effective on and after June 10, 1959, an intermediate point rule may not be published so as to result in establishing from (or to, as the case may be) an intermediate point, a rate from (or to) a more distant point unless the tariff contains specific routing instructions showing definitely in accordance with the plan listed in subdivision (i) of § 141.4 (k) the routes through the intermediate point over which the rate from (or to) the more distant point applies.

(b) *Intermediate point commodity rate rules.* (1) *From intermediate points.* Subject to the provisions of notes 1, 2, 3, and 4 in this subparagraph from any point of origin from which a commodity rate on a given article to a given destination and via a given route is not named in this tariff, which point is intermediate to a point from which a commodity rate on said article is published in this tariff via a route through the intermediate point over which such commodity rate applies to the same destination, apply from such intermediate point to such destination and via such route the commodity rate in this tariff on said article from the next point beyond from which a commodity rate is published herein on that article to the same destination via the same route.

NOTE 1: When by reason of branch or diverging lines there are two or more "next beyond" points, apply the rate from the next point beyond (in this tariff) which on that article to the same destination via the same route results in the lowest charge.

NOTE 2: If the intermediate point is located between two points from which commodity rates on the same article via the same route are published in this tariff, apply via that route from the intermediate point the rate from the next point in either direction which results in the higher charge. In applying this note, if there are two or more next beyond points due to branch or diverging lines, eliminate all such next beyond points except the point from which the lowest charge is applicable.

NOTE 3: If the class rate on the same article via the same route from the intermediate point produces a lower charge than would result from applying the commodity rate under this rule, such commodity rate will not apply.

NOTE 4: If there is in any other tariff a commodity rate on the same article from the intermediate origin point applicable over the same route to the same destination, the provisions of this rule are not applicable from such intermediate origin point.

(2) *To intermediate points.* Subject to the provisions of notes 1, 2, 3, and 4 in this subparagraph, to any point of destination to which a commodity rate on a given article from a given point of origin and via a given route is not named in this tariff, which point is intermediate to a point to which a commodity rate on said article is published in this tariff via a route through the intermediate point over which such commodity rate applies from the same point of origin,

apply to such intermediate point from such point of origin and via such route the commodity rate in this tariff on said article to the next point beyond to which a commodity rate is published herein on that article from the same point of origin via the same route.

NOTE 1: When by reason of branch or diverging lines, there are two or more "next beyond" points, apply the rate to the next point beyond (in this tariff) which on that article from the same point of origin via the same route results in the lowest charge.

NOTE 2: If the intermediate point is located between two points to which commodity rates on the same article via the same route are published in this tariff, apply via that route to the intermediate point the rate to the next point in either direction which results in the higher charge. In applying this note, if there are two or more next beyond points due to branch or diverging lines, eliminate all such next beyond points except the point to which the lowest charge is applicable.

NOTE 3: If the class rate on the same article via the same route to the intermediate point produces a lower charge than would result from applying the commodity rate under this rule, such commodity rate will not apply.

NOTE 4: If there is in any other tariff a commodity rate on the same article to the intermediate destination point applicable over the same route from the same point of origin the provisions of this rule are not applicable to such intermediate destination point.

(c) *Intermediate point class-rate rules.* Class rates should be provided between practically all points and there appears little occasion for the employment of intermediate point rules in connection with class rates except for the purpose of establishing rates from and to newly established stations. For this purpose only the following clause may be shown in tariffs for use in connection with class rates: "From (or to) any point not named in this tariff which is intermediate to a point from (or to) which class rates are published herein through such unnamed point, apply from (or to) such unnamed point the class rate published herein from (or to) the next more distant point."

(d) *"From" and "to" rules may apply in connection with same rate.* When the rules providing application from and to intermediate points are both shown in connection with any class (or commodity) rate, they establish class (or commodity) rates from intermediate points of origin to intermediate points of destination on such classes (or commodities). Concurrences are not posted at stations and their provisions are not published in tariffs. Unless otherwise provided in the tariff intermediate application rules establish rates from (or to) intermediate points on the lines of carriers parties to the tariff without regard to the concurrence forms and numbers under authority of which carriers are shown as participating carriers.

(e) *Application of rules may be restricted.* Tariffs may by appropriate application published in connection with one or more of such rules, provide that they apply only in connection with the rates or routes making reference thereto,

or may provide for the nonapplication of such rule or rules to particular rates or routes.

(f) *Wording of rules not to vary.* The wording of the above rules may not be varied, except that (1) in tariffs containing alternative sections the rules may be modified by substituting the words "in this section" for the words "in this tariff" wherever they appear. If this is done such rules must be published in each section of tariff in which they are to apply and may not be published elsewhere in the tariff; or (2) when it is desired to alternate the rates in any section of a tariff with the rates made only by use of an intermediate point rule applicable in connection with rates in another section, such intermediate rule must be published in a separate section and must be modified by changing the words "this tariff" to read "Section No. _____" (here insert number of the section which contains the points and rates in connection with which the intermediate rule is to be used). The provisions of this paragraph do not waive the requirements of § 141.7 (b).

35. Sections 141.30 and 141.31 and the cross reference following § 141.31 are deleted.

36. Cross reference following § 141.55 is deleted.

37. Sections 141.100 to 141.110, inclusive, are deleted and the following cross reference is inserted in lieu thereof:

CROSS REFERENCE: §§ 141.100 to 141.110, inclusive, have been canceled. For provisions to govern see §§ 141.0 to 141.67, inclusive.

38. Cross References immediately preceding the regulations in Part 187, Freight Rate Tariffs, Schedules and Classifications, are changed to read:

CROSS REFERENCE: For tariff circular governing joint rail-motor tariffs, see Part 141 of this chapter.

It is further ordered, That this order shall become effective on the 15th day of November A. D. 1956.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy hereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with

the Director of the Division of the Federal Register.

(Sec. 12, 24 Stat. 383, as amended, 49 Stat. 546, as amended; 49 U. S. C. 12, 304. Interpret or apply Secs. 6, 217, 306, 24 Stat. 380, as amended, 49 Stat. 560, as amended, 54 Stat. 935; 49 U. S. C. 6, 317, 906)

By the Commission, Division 2.

[SEAL]

HAROLD D. MCCOY,
Secretary.

[F. R. Doc. 56-5669; Filed, July 16, 1956;
8:46 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter F—Alaska Commercial Fisheries

PART 104—BRISTOL BAY AREA

WEEKLY CLOSED PERIOD

Basis and purpose. In compliance with the requirements of § 104.5, registration of units of gear by districts in the Bristol Bay area for the week ending July 21, 1956, are announced as follows:

Nushagak district—239 units.
Naknek-Kvichak district—329 units.
Egegik district—81 units.
Ugashik district—30 units.

The requirements of paragraph (a) of § 104.5 notwithstanding the allowable fishing time for the week ending July 21, 1956 shall be: Nushagak district, 2½ days; Naknek-Kvichak district, 3 days; Egegik district, 3 days and Ugashik district, 3 days.

Since immediate action is necessary, notice and public procedure on this amendment is impracticable and these changes shall become effective immediately upon publication in the FEDERAL REGISTER (60 Stat. 237; 5 U. S. C. 1001 et seq.).

(Sec. 1, 43 Stat. 464, as amended; 48 U. S. C. 221)

JOHN L. FARLEY,
Director.

JULY 16, 1956.

[F. R. Doc. 56-5806; Filed, July 16, 1956;
12:07 p. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 1005]

[Docket No. AO-272]

HANDLING OF MILK IN NORTH CENTRAL IOWA MARKETING AREA

NOTICE OF REOPENING OF HEARING ON PROPOSED MARKETING AGREEMENT AND PROPOSED ORDER

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.),

and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the reopening of the hearing held in Waterloo, Iowa, on June 20-25, 1955, on a proposed marketing agreement and a proposed order regulating the handling of milk in the North Central Iowa marketing area.

The purpose of the reopened hearing is to afford interested parties opportunity to submit additional evidence with respect to the proposed marketing agreement and order contained in the notice of

hearing issued by the Deputy Administrator on March 31, 1955 (20 F. R. 2116), and with respect to the findings and conclusions issued by the Deputy Administrator on February 27, 1956 (21 F. R. 1358). The proposals contained in the aforementioned notice of hearing and the recommended findings and conclusions have not been approved by the Secretary of Agriculture.

The reopened hearing will be held in the Black Hawk County Courthouse, Waterloo, Iowa, on August 21, 1956, beginning at 10:00 a. m., c. s. t.

Copies of this notice of reopening of hearing may be procured from the Hearing Clerk, Room 112, Administration Building, United States Department of Agriculture, Washington 25, D. C., or may be there inspected.

Dated: July 12, 1956.

[SEAL] F. R. BURKE,
Acting Deputy Administrator.

[F. R. Doc. 56-5688; Filed, July 16, 1956;
8:52 a. m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 120]

TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

NOTICES OF FILING OF PETITIONS FOR EXEMPTION FROM NECESSITY OF TOLERANCES FOR RESIDUES OF PIPERONYL BUTOXIDE AND RESIDUES OF PYRETHRINS; CORRECTION

The notice of filing of petitions in the above-entitled matter published in the FEDERAL REGISTER of June 29, 1956 (21 F. R. 4832; F. R. Doc. 56-5155) is corrected by inserting in the second paragraph, after the word "prunes," the item "raspberries."

Dated: July 10, 1956.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F. R. Doc. 56-5671; Filed, July 16, 1956;
8:46 a. m.]

American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4488, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, secs. 6 and 17, 54 Stat. 164, 166, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 481, 489, 367, 526e, 526p, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.010)

GAS MASKS, SELF-CONTAINED BREATHING APPARATUS, AND SUPPLIED-AIR RESPIRATORS

Approval No. 160.011/3/1, Davis Type BLS fresh air hose mask assembly with velocity blower, Davis Unit Nos. 4066, 4067, 4087, 4088, 4090, 4091, 4092, or 4093 with a maximum length of hose not exceeding 150 feet, Bureau of Mines Approval No. BM-1906 when assembled with BM-1902 face piece and BM-1902 or 1902A harness and hose, manufactured by Davis Emergency Equipment Co., Inc., 45 Halleck Street, Newark 4, N. J. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

Approval No. 160.011/9/1, Davis Type BLS fresh air hose mask assembly with positive pressure blower, Davis Unit Nos. 4402, 4403, 4408, or 4409 with a maximum length of hose not exceeding 150 feet, Bureau of Mines Approval No. BM-1904 when assembled with BM-1902 face piece and BM-1902 or 1902A harness and hose, manufactured by Davis Emergency Equipment Co., Inc., 45 Halleck Street, Newark 4, N. J. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, sec. 2, 54 Stat. 1028, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 481, 489, 367, 1333, 463a, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.011)

WINCHES, LIFEBOAT

Approval No. 160.015/55/0, Type HM, Size 3 lifeboat winch for use with mechanical davits, fitted with wire rope not greater than 1/2 inch in diameter and with not more than 4 wraps of the falls on the drums, approved for maximum working load of 5,700 pounds pull at the drums (2,850 pounds per fall), identified by General Arrangement dwg. No. 1482, dated May 8, 1950, manufactured by C. C. Galbraith and Son, Inc., 99 Park Place, New York 7, N. Y. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 11, 35 Stat. 428, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 481, 489, 367; 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.015)

NOTICES

DEPARTMENT OF THE TREASURY

United States Coast Guard

[CGFR 56-30]

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order No. 120, dated July 31, 1950 (15 F. R. 6521), and Treasury Department Order 167-14, dated November 26, 1954 (19 F. R. 8026), and in compliance with the authorities cited with each item of equipment: *It is ordered, That:*

(a) All the approvals listed in this document which extend approvals previously published in the FEDERAL REGISTER are prescribed and shall be in effect for a period of five years from their respective dates as indicated at the end of each approval, unless sooner canceled or suspended by proper authority; and

(b) All the other approvals listed in this document (which are not covered by paragraph (a) above) are prescribed and shall be in effect for a period of five years from the date of publication of this document in the FEDERAL REGISTER unless sooner canceled or suspended by proper authority.

CLEANING PROCESS FOR LIFE PRESERVERS

NOTE: Where buoyancy fillers are not removed from envelope covers during cleaning process.

Approval No. 160.006/25/0, New Richmond cleaning process for kapok life preservers without vinyl covered pad inserts, as outlined in description of cleaning process dated April 23, 1956, submitted by New Richmond Laundries & Cleaners, Plant No. 2, 1265 Republican Street, Seattle 9, Wash.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, 4426, 4481, 4482, 4488, 4491, 4492, as amended, sec. 11, 35 Stat. 428, secs. 1, 2, 49 Stat. 1544, secs. 6, 17, 54 Stat. 164, 166, sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 475, 481, 489, 490, 396, 367, 526e, 526p, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.006)

BUOYS, LIFE, RING, CORK OR Balsa WOOD

Approval No. 160.009/36/0, 30-inch cork ring life buoy, dwg. No. 5-1-51, manufactured by Atlantic-Pacific Manufacturing Corp., 124 Atlantic Avenue, Brooklyn 1, N. Y. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4488, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, secs. 6 and 17, 54 Stat. 164, 166, as amended, sec. 3, 54 Stat. 1333, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 481, 489, 367, 526e, 526p, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.009)

BUOYANT APPARATUS

Approval No. 160.010/18/0, 5.17' x 2.67' (8" x 8" body section) elliptical solid balsa wood buoyant apparatus, 5-person capacity, dwg. No. BBA-1, dated July 7, 1950, revised March 7, 1951, manufactured by The American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.010/19/0, 7.0' x 3.17' (9" x 9" body section) elliptical solid balsa wood buoyant apparatus, 10-person capacity, dwg. No. BBA-2, dated July 7, 1950, manufactured by The

LADDERS, EMBARKATION-DEBARKATION (FLEXIBLE)

Approval No. 160.017/21/0, Master Safety Model E-1004, embarkation-debarkation ladder, chain suspension, steel ears, dwg. No. E-1004, dated April 3, 1956, rev. May 22, 1956, manufactured by The Marine Ladder Manufacturing Co., 63 Clay Street, San Francisco 11, Calif.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4488, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, and sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 481, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.017)

CONTAINERS, EMERGENCY PROVISIONS AND WATER

Approval No. 160.026/11/0, Container for emergency provisions, dwg. No. 51-104, dated January 15, 1951, revised March 28, 1951, submitted by The Multiple Breaker Co., 918 Beacon Street, Boston 15, Mass. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.026/15/0, Container for emergency provisions, dwg. No. 503, dated October 24, 1950, submitted by Chemical Service of Baltimore, Howard and West Streets, Baltimore 30, Md. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.026/17/0, Container for emergency drinking water dwg. No. 505, dated November 14, 1950, submitted by Chemical Service of Baltimore, Howard and West Streets, Baltimore 30, Md. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.026/20/0, Container for emergency provisions, dwg. No. 202-P, dated March 26, 1951, and Specification 202-S-1, dated April 6, 1951, manufactured by Globe Equipment Corp., 30-32 Gold Street, Brooklyn 1, N. Y. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4488, as amended, 4491, as amended, sec. 11, 35 Stat. 428, as amended, sec. 1 and 2, 49 Stat. 1544, as amended; sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 481, 489, 396, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.026)

LIFE FLOATS

Approval No. 160.027/16/1, 7.5' x 4.0' (11" x 11" body section) rectangular solid balsa wood life float, 15-person capacity, dwg. No. BF-3, dated July 7, 1950, revised Mar. 17, 1951, manufactured by The American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.027/18/0, 7.0' x 3.17' (9" x 9" body section) rectangular solid balsa wood life float, 10-person capacity, dwg. No. BF-2, dated July 7, 1950, revised

March 7, 1951, manufactured by The American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.027/19/0, 9.0' x 5.08' (12" x 12" body section) rectangular solid balsa wood life float, 25-person capacity, dwg. No. BF-4, dated July 7, 1950, manufactured by The American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 160.027/21/0, 7.5' x 4.0' (11" x 11" body section) elliptical solid balsa wood life float, 15-person capacity, dwg. No. BEF-3, dated March 19, 1951, manufactured by The American Pad and Textile Co., 511 North Solomon Street, New Orleans 19, La. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.027)

DAVITS

Approval No. 160.032/113/0, mechanical davit, straight boom sheath screw, Type 26-53 Mk II, approved for maximum working load of 15,000 pounds per set (7,500 pounds per arm), using not less than two part falls, identified by general arrangement dwg. No. 5008-1D dated December 1952 and revised December 30, 1955, manufactured by Marine Safety Equipment Corp., Point Pleasant, N. J.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Cum. Supp.; 46 CFR 160.032)

LIFEBOATS

Approval No. 160.035/204/2, 20.0' x 6.0' x 2.5' steel, oar-propelled lifeboat, 18-person capacity, identified by construction and arrangement dwg. No. 20-1 dated October 29, 1947, revised April 10, 1956, manufactured by Marine Safety Equipment Corporation, Point Pleasant, N. J. (Supersedes Approval No. 160.035/204/1 published in FEDERAL REGISTER August 24, 1951.)

Approval No. 160.035/208/3, 12.0' x 4.42' x 1.92' steel, oar-propelled lifeboat, 6-person capacity, identified by construction and arrangement dwg. No. 12-1 dated November 5, 1947, revised April 23, 1956, manufactured by Marine Safety Equipment Corporation, Point Pleasant, N. J. (Supersedes Approval No. 160.035/208/2 published in FEDERAL REGISTER October 4, 1951.)

Approval No. 160.035/211/2, 22.0' x 7.5' x 3.17' steel, oar-propelled lifeboat, 31-person capacity, identified by construc-

tion and arrangement dwg. No. 22-2 dated April 17, 1946, and revised May 22, 1956, manufactured by Marine Safety Equipment Corp., Point Pleasant, N. J. (Reinstates and supersedes Approval No. 160.035/211/1 terminated in FEDERAL REGISTER May 15, 1956.)

Approval No. 160.035/338/0, 28.0' x 9.0' x 3.96' aluminum, oar-propelled lifeboat, 59-person capacity, identified by construction and arrangement dwg. No. 28-1E dated June 30, 1955, revised April 26, 1956, manufactured by Marine Safety Equipment Corp., Point Pleasant, N. J.

Approval No. 160.035/341/0, 22.0' x 7.5' x 3.17' steel, oar-propelled lifeboat with steel thwarts, 31-person capacity, identified by construction and arrangement dwg. No. 80047 dated September 3, 1955, and revised March 6, 1956, manufactured by Wellin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N. J.

Approval No. 160.035/342/0, 24.0' x 8.0' x 3.5' aluminum, hand-propelled lifeboat, 40-person capacity, identified by construction and arrangement dwg. No. 24-9F dated September 9, 1955, revised June 1, 1956, manufactured by Marine Safety Equipment Corp., Point Pleasant, N. J.

Approval No. 160.035/343/0, 26.0' x 7.88' x 3.54' aluminum, oar-propelled lifeboat, 48-person capacity, identified by construction and arrangement dwg. No. 26-11 dated September 26, 1955, revised April 11, 1956, manufactured by Marine Safety Equipment Corp., Point Pleasant, N. J.

Approval No. 160.035/349/0, 24.0' x 8.63' x 3.88' steel, motor-propelled lifeboat without radio cabin (Class B), 43-person capacity, identified by construction and arrangement dwg. No. 80070, dated December 9, 1955, and revised April 13, 1956, manufactured by Wellin Davit and Boat Division of Continental Copper and Steel Industries, Inc., Perth Amboy, N. J.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, 4492, as amended, sec. 11, 35 Stat. 428, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 490, 396, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.035)

BUOYANT VESTS, KAPOK OR FIBROUS GLASS, ADULT AND CHILD MODELS AK, CKM, CKS, AF, CFM, AND CFS

NOTE: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.047/89/0, Model AK, adult kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Ben Sun Products Corp., Eighth and Spring Garden Streets, Philadelphia, Pa.

Approval No. 160.047/90/0, Model CKM, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Ben Sun Products Corp., Eighth and Spring Garden Streets, Philadelphia, Pa.

Approval No. 160.047/91/0, Model CKS, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Ben Sun Products Corp., Eighth

and Spring Garden Streets, Philadelphia, Pa.

Approval No. 160.047/92/0, Model AK, adult kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va.

Approval No. 160.047/93/0, Model CKM, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va.

Approval No. 160.047/94/0, Model CKS, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Crawford Manufacturing Co., Inc., Third and Decatur Streets, Richmond 12, Va.

Approval No. 160.047/95/0, Model AK, adult kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Stearns Manufacturing Co., West Division Street at 30th, St. Cloud, Minn., for Herter's, Inc., Waseca, Minn.

Approval No. 160.047/96/0, Model CKM, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Stearns Manufacturing Co., West Division Street at 30th, St. Cloud, Minn., for Herter's, Inc., Waseca, Minn.

Approval No. 160.047/97/0, Model CKS, child kapok buoyant vest, U. S. C. G. Specification Subpart 160.047, manufactured by Stearns Manufacturing Co., West Division Street at 30th, St. Cloud, Minn., for Herter's, Inc., Waseca, Minn.

(R. S. 4405, as amended, 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply secs. 6, 17, 54 Stat. 164, 166, as amended; 46 U. S. C. 529e, 526p; 46 CFR 160.047)

BUOYANT CUSHIONS, KAPOK OR FIBROUS GLASS

Note: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.048/72/1, group approval for rectangular and trapezoidal kapok buoyant cushions, U. S. C. G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4 (c) (1) (i), manufactured by the Comfort Cushion Co., 5062-84 Lorraine, Detroit 8, Mich. (Supersedes Approval No. 160.048/72/0 published in FEDERAL REGISTER May 15, 1956.)

Approval No. 160.048/76/0, special approval for 15" x 15" x 2" rectangular kapok buoyant cushion, 20 oz. kapok, U. S. C. G. Specification Subpart 160.048, manufactured by Ben Sun Products Corp., Eighth and Spring Garden Streets, Philadelphia, Pa.

Approval No. 160.048/78/0, group approval for rectangular and trapezoidal kapok buoyant cushions, U. S. C. G. Specification Subpart 160.048-4 (c) (1) (i), manufactured by Stearns Manufacturing Co., West Division Street at 30th, St. Cloud, Minn., for Herter's, Inc., Waseca, Minn.

Approval No. 160.048/79/0, special approval for 13" x 18" x 2" rectangular ribbed-type kapok buoyant cushion, 21 oz. kapok, Stearns Manufacturing Co. dwg. No. 6, dated December 5, 1955, manufactured by Stearns Manufacturing

Co., West Division Street at 30th, St. Cloud, Minn., for Herter's, Inc., Waseca, Minn.

(R. S. 4405, as amended, 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply secs. 6, 17, 54 Stat. 164, 166, as amended; 46 U. S. C. 529e, 526p; 46 CFR 160.048)

TELEPHONE SYSTEMS, SOUND POWERED

Approval No. 161.005/41/0, Sound powered telephone station signal relay control, for operation with hand generator, manual release, splashproof, dwg. No. 19, Alt. 1, dated June 1950, manufactured by Hose-McCann Telephone Co., Inc., Twenty-fifth Street and Third Avenue, Brooklyn 32, N. Y. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4418, as amended, 4426, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, sec. 3, 54 Stat. 346, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 392, 404, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 P. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 113.30-25 (a))

BOILERS, HEATING

Approval No. 162.003/115/0, Model 450, steam and hot water heating boiler, steel plate welded construction, horizontal fire tube type, dwg. No. L-3236, dated November 14, 1950, boiler rating 180 pounds per hour or 180,000 B. t. u. per hour, approved for 15 p. s. i. maximum steam pressure and 30 p. s. i. maximum water pressure or bare boiler only, manufactured by Harvey-Whipple, Inc., Springfield, Mass. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4418, as amended, 4426, as amended, 4433, as amended, 4434, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 392, 404, 411, 412, 489, 1333, 50 U. S. C. 198; E. O. 10402, 17 P. R. 9917, 3 CFR, 1952 Supp.; 46 CFR Part 52)

FIRE EXTINGUISHERS, PORTABLE, HAND, VAPORIZING LIQUID TYPE

Approval No. 162.004/11/1, Buffalo Better-Built, 1-qt. carbon tetrachloride vaporizing liquid pump type hand portable fire extinguisher, assembly dwg. No. 10-3 dated December 20, 1948, Rev. B dated October 7, 1955, name plate dwg. No. 3172 dated November 18, 1955, Rev. A dated December 29, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Buffalo Fire Appliance Corp., Dayton 1, Ohio. (Supersedes Approval No. 162.004/11/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.004/12/1, Buffalo Better-Built, 1½-qt. carbon tetrachloride vaporizing liquid pump type hand portable fire extinguisher, assembly dwg. No. 11-3 dated December 22, 1948, Rev. B dated October 7, 1955, name plate dwg. No. 3173 dated September 24, 1946, Rev. B dated December 29, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Buffalo Fire Appliance Corp.,

Dayton 1, Ohio. (Supersedes Approval No. 162.004/12/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.004/16/1, Dayton Model No. 10-5, 1-qt. carbon tetrachloride vaporizing liquid pump type hand portable fire extinguisher, assembly dwg. No. 10-5 dated May 16, 1947, Rev. D dated October 7, 1955, name plate dwg. No. 4268 dated March 16, 1950, Rev. A dated December 29, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by The Fyrtex Co., Dayton 1, Ohio. (Supersedes Approval No. 162.004/16/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.004/17/1, Dayton Model No. 11-5, 1½-qt. carbon tetrachloride vaporizing liquid pump type hand portable fire extinguisher, assembly dwg. No. 11-5 dated October 24, 1947, Rev. D dated October 7, 1955, name plate dwg. No. 4269 dated March 15, 1950, Rev. A dated December 29, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by The Fyrtex Co., Dayton 1, Ohio. (Supersedes Approval No. 162.004/17/0 published in FEDERAL REGISTER October 1, 1952.)

(R. S. 4405, as amended, and 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4479, as amended, 4491, as amended, 4492, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, secs. 8 and 17, 54 Stat. 165, 166, as amended; sec. 3, 54 Stat. 346, as amended; sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

FIRE EXTINGUISHERS, PORTABLE, HAND, CARBON-DIOXIDE TYPE

Approval No. 162.005/84/0, American LaFrance Model 15, Series 2, 15-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. 28X-5008 dated March 8, 1954, rev. E dated May 13, 1954, name plate dwg. No. 28X-2645 dated January 6, 1955, rev. F dated April 12, 1956 (Coast Guard classification: Type B, Size II, and Type C, Size II), manufactured by American LaFrance Corp., Elmira, N. Y.

Approval No. 162.005/85/0, American LaFrance Model 5, Series 2, 5-lb. carbon dioxide type hand portable fire extinguisher, assembly dwg. No. 28X-1998 dated April 23, 1954, rev. F dated June 17, 1954, name plate dwg. No. 28X-2642 dated January 6, 1955, rev. A dated June 10, 1955 (Coast Guard classification: Type B, Size I, and Type C, Size I), manufactured by American LaFrance Corporation, Elmira, N. Y.

(R. S. 4405, as amended, and 4462, as amended; 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4479, as amended, 4491, as amended, 4492, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, secs. 8 and 17, 54 Stat. 165, 166, as amended, sec. 3, 54 Stat. 346, as amended, sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

FIRE EXTINGUISHERS, PORTABLE, HAND, SODA-ACID TYPE

Approval No. 162.007/1/1, First Aid, 2½-gal. soda-acid type hand portable

fire extinguisher, assembly dwg. No. EX-1 dated April 3, 1928, Rev. October 14, 1955, name plate dwg. No. EX-52 dated November 11, 1952 (Coast Guard classification: Type A, Size II), manufactured by W. D. Allen Manufacturing Co., 566-570 West Lake Street, Chicago 6, Ill. (Supersedes Approval No. 162.007/1/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.007/39/0, General Quick Aid Fire Guard Model TS-15, 2½-gallon soda-acid type hand portable fire extinguisher, assembly dwg. No. BHS-303-XC dated December 23, 1946, revised August 11, 1950, name plate dwg. No. CHS-303-14 dated May 15, 1947, revision 3 dated December 7, 1949, manufactured by The General Detroit Corp., 2272 East Jefferson Avenue, Detroit 7, Mich. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4479, as amended, 4491, as amended, 4492, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, secs. 8 and 17, 54 Stat. 165, 166, as amended, sec. 3, 54 Stat. 346, as amended; sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

FIRE EXTINGUISHERS, PORTABLE, HAND, WATER, CARTRIDGE-OPERATED TYPE

Approval No. 162.009/5/1, Instant Loaded-Stream Anti-Freeze Model No. 70-5, 1¼-gal. cartridge-operated type hand portable fire extinguisher, assembly dwg. No. 70-5 dated October 13, 1949, Rev. D dated September 15, 1954, name plate dwg. No. 5564 dated December 29, 1953, Rev. B dated March 26, 1956 (Coast Guard classification: Type A, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio. (Supersedes Approval No. 162.009/5/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.009/6/1, Instant Loaded-Stream Anti-Freeze Model No. 78-5, 2½-gal. cartridge-operated type hand portable fire extinguisher, assembly dwg. No. 78-5 dated October 19, 1949, Rev. D dated September 15, 1954, name plate dwg. No. 5565 dated December 29, 1953, Rev. B dated March 26, 1956 (Coast Guard classification: Type A, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio. (Supersedes Approval No. 162.009/6/0 published in FEDERAL REGISTER October 1, 1952.)

Approval No. 162.009/7/1, Fyr-Fyter Anti-Freeze Model No. 94-11, 2½-gal. cartridge-operated type hand portable fire extinguisher, assembly dwg. No. 94-11 dated October 18, 1951, Rev. D dated September 15, 1954, name plate dwg. No. 5541 dated November 16, 1953, Rev. B dated March 23, 1954 (Coast Guard classification: Type A, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio. (Supersedes Approval No. 162.009/7/0 published in FEDERAL REGISTER October 1, 1952.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4479, as amended, 4491, as amended, 4492, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, secs. 8 and 17, 54 Stat. 165, 166,

as amended, sec. 3, 54 Stat. 346, as amended; sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

FIRE EXTINGUISHERS, PORTABLE, HAND, DRY-CHEMICAL TYPE

Approval No. 162.010/15/0, Fyr-Fyter Model No. 26-1, 10-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 26-1 dated February 12, 1954, Rev. E dated January 27, 1955, name plate dwg. No. 4183 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio.

Approval No. 162.010/16/0, Buffalo Model No. 26-2, 10-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 26-2 dated February 12, 1954, Rev. E dated January 27, 1955, name plate dwg. No. 4185 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Buffalo Fire Appliance Corp., Dayton 1, Ohio.

Approval No. 162.010/17/0, Fyr-Fyter Model No. 27-1, 20-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 27-1 dated February 12, 1954, Rev. F dated February 21, 1956, name plate dwg. No. 3909 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size II and Type C, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio.

Approval No. 162.010/18/0, Buffalo Model No. 27-2, 20-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 27-2 dated February 12, 1954, Rev. F dated February 21, 1956, name plate dwg. No. 4306 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Buffalo Fire Appliance Corp., Dayton 1, Ohio.

Approval No. 162.010/19/0, Fyr-Fyter Model No. 28-1, 30-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 28-1 dated February 12, 1954, Rev. E dated January 27, 1955, name plate dwg. No. 4184 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio.

Approval No. 162.010/20/0, Buffalo Model No. 28-2, 30-lb. dry chemical pressure cartridge operated type hand portable fire extinguisher, assembly dwg. No. 28-2 dated February 12, 1954, Rev. E dated January 27, 1955, name plate dwg. No. 4186 dated May 12, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size II; and Type C, Size II), manufactured by Buffalo Fire Appliance Corp., Dayton 1, Ohio.

Approval No. 162.010/30/0, Fyr-Fyter Model No. 29-1, 5-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 29-1 dated August 20, 1953, Rev. C dated March 21, 1956, name plate dwg. No. 5516 dated March 22, 1954, Rev. C dated December

28, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by The Fyr-Fyter Co., Dayton 1, Ohio.

Approval No. 162.010/31/0, Buffalo Model No. 29-2, 5-lb. dry chemical stored pressure type hand portable fire extinguisher, assembly dwg. No. 29-2 dated August 20, 1953, Rev. C dated March 21, 1956, name plate dwg. No. 5517 dated March 22, 1954, Rev. C dated December 28, 1955 (Coast Guard classification: Type B, Size I; and Type C, Size I), manufactured by Buffalo Fire Appliance Corp., Dayton 1, Ohio.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4479, as amended, 4491, as amended, 4492, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, secs. 8 and 17, 54 Stat. 165, 166, as amended, sec. 3, 54 Stat. 346, as amended; sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

FLAME ARRESTERS FOR TANK VESSELS

Approval No. 162.016/3/1, Figure ST-863 flame arrester, cast iron or aluminum body and copper or aluminum tube bank, dwg. No. ST-7995, dated March 20, 1951, approved for sizes 3", 4", 6", 8" and 10", manufactured by Shand & Jurs Co., Carlton and Eighth Streets, Berkeley 10, Calif. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Approval No. 162.016/6/1, Figure ST-4300 flame arrester, cast iron body and aluminum or copper tube bank, dwg. No. ST-4362, dated November 29, 1943, approved for 8" size only, manufactured by Shand & Jurs Co., Carlton and Eighth Streets, Berkeley 10, Calif. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4491, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 489, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 162.016)

APPLIANCES, LIQUEFIED PETROLEUM GAS CONSUMING

Approval No. 162.020/45/0, Garland Range Model A38, approved by the American Gas Association, Inc., under Certificate No. 11-53-1.001 dated August 28, 1950, for liquefied petroleum gas service, manufactured by the Detroit-Michigan Stove Co., 6900 East Jefferson Avenue, Detroit 31, Mich. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4491, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 2, 54 Stat. 1028, as amended; 46 U. S. C. 391a, 404, 489, 367, 463a, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 55.16-10)

BULKHEAD PANELS

Approval No. 164.008/30/0, Jackson Snap-In Panel, hollow steel, insulation board lined Bulkhead Panel identical to that described in A. L. Jackson dwg. No.

6, dated April 9, 1951, approved as meeting Class B-15 requirements in a 1/16 inch thickness when lined each side with 3/16 inch asbestos millboard, manufactured by A. L. Jackson, 1146 Ogden Avenue, New York 52, N. Y. (Extension of the approval published in FEDERAL REGISTER June 26, 1951, effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417, as amended, 4417a, as amended, 4418, as amended, 4426, as amended, sec. 5, 49 Stat. 1384, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391, 391a, 392, 404, 369, 367, 1333, 463a, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 164.008)

INCOMBUSTIBLE MATERIALS

Approval No. 164.009/37/0, "Fiberseal" composition type incombustible material consisting solely of Foster 31X26 Non-combustible Coating and Sealfas Open Weave Glass Cloth, identical to that referred to in National Bureau of Standards Test Report No. TG10210-1974: FP3363, dated April 30, 1956, manufactured by the Benjamin Foster Company, 4635-37 West Girard Avenue, Philadelphia 31, Pa.

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417, as amended, 4417a, as amended, 4418, as amended, 4426, as amended, sec. 5, 49 Stat. 1384, as amended, secs. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 2, 54 Stat. 1028, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391, 391a, 392, 404, 369, 367, 1333, 463a, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 164.009)

FIRE EXTINGUISHING SYSTEMS, SEMI-PORTABLE

Ansul Model 150-S dry chemical stationary type fire extinguisher unit, semi-portable fire extinguishing system, Assembly dwg. No. DM-969, dated February 3, 1948, Rev. 10, dated January 8, 1951, name plate dwg. No. DM-1334, dated November 16, 1949, Rev. 2, dated January 4, 1951, manufactured by Ansul Chemical Co., Marinette, Wis. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

Ansul Model 350-S dry chemical stationary type fire extinguisher unit, semi-portable fire extinguishing system, Assembly dwg. No. DM-969 dated February 3, 1948, Rev. 10, dated January 8, 1951, name plate dwg. No. DM-1335, dated November 16, 1949, Rev. 2, dated January 4, 1951, manufactured by Ansul Chemical Co., Marinette, Wis. (Extension of the approval published in FEDERAL REGISTER June 1, 1951, effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, sec. 2, 54 Stat. 1028, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 472, 489, 46 CFR 160.018)

490, 367, 526g, 526p, 1333, 50 U. S. C. 198; 46 CFR 25.30, 34.25, 76.50, 95.50)

Dated: July 11, 1956.

[SEAL] J. A. HIRSHFIELD,
Rear Admiral, U. S. Coast Guard,
Acting Commandant.

[F. R. Doc. 56-5678; Filed, July 16, 1956;
8:48 a. m.]

[CGFR 56-31]

TERMINATION OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order No. 120, dated July 31, 1950 (15 F. R. 6521), and Treasury Department Order 167-14, dated November 26, 1954 (19 F. R. 8026), and in compliance with the authority cited with each item of equipment, the following approvals of equipment are terminated because the approvals have expired. Notwithstanding this termination of approval of any item of equipment as listed in this document, such equipment in service may be continued in use so long as such equipment is in good and serviceable condition.

LIFE RAFTS

Termination of Approval No. 160.018/10/0, Type B life raft, for other than ocean and coastwise service, 12.25' x 7.5' x 3.17', 15 person capacity, identified by construction dwg. No. 3331, dated April 20, 1951, manufactured by the Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N. J. (Approved FEDERAL REGISTER June 26, 1951. Termination of approval effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, and sec. 3, 54 Stat. 346, as amended, sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.018)

DAVITS

Termination of Approval No. 160.032/119/1, mechanical davit, crescent, sheath screw, Type C58A, approved for maximum working load of 11,600 pounds per set (5,800 pounds per arm), using 2-part falls, identified by Arrangement dwg. No. 3327 dated April 14, 1950, and Detail dwg. No. 3327-1 dated April 10, 1950, and revised September 7, 1950, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, N. J. (Approved FEDERAL REGISTER June 1, 1951. Termination of approval effective June 1, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Cum. Supp.; 46 CFR 160.032)

LIFEBOATS

Termination of Approval No. 160.035/121/1, 22.0' x 6.67' x 3.0' steel, oar-propelled lifeboat, 25-person capacity, identified by dwg. No. 22-6/8-25-2, dated August 16, 1950, manufactured by Frank Morrison and Son Co., 1330 West Eleventh Street, Cleveland, Ohio. (Approved FEDERAL REGISTER June 26, 1951. Termination of approval effective June 26, 1956.)

(R. S. 4405, as amended, and 4462, as amended, 46 U. S. C. 375, 416. Interpret or apply R. S. 4417a, as amended, 4426, as amended, 4481, as amended, 4488, as amended, 4491, as amended, 4492, as amended, sec. 11, 35 Stat. 428, as amended, sec. 1 and 2, 49 Stat. 1544, as amended, sec. 3, 54 Stat. 346, as amended, and sec. 3 (c), 68 Stat. 676; 46 U. S. C. 391a, 404, 474, 481, 489, 490, 396, 367, 1333, 50 U. S. C. 198; E. O. 10402, 17 F. R. 9917, 3 CFR, 1952 Supp.; 46 CFR 160.035)

Dated: July 11, 1956.

[SEAL] J. A. HIRSHFIELD,
Rear Admiral, U. S. Coast Guard,
Acting Commandant.

[F. R. Doc. 56-5678; Filed, July 16, 1956;
8:48 a. m.]

POST OFFICE DEPARTMENT

ARTHUR J. PARSONS ET AL.

REDELEGATION OF AUTHORITY WITH RESPECT TO LEASES

Following is the text of various orders of the Assistant Postmaster General, Bureau of Facilities:

[Order No. 129]

JUNE 11, 1956.

(A) Pursuant to authority of Order No. 55734, dated September 21, 1954 (19 F. R. 6169), authority is hereby delegated to Arthur J. Parsons, Regional Real Estate Manager, Bureau of Facilities, to take final action in the name of Ormonde A. Kieb, Assistant Postmaster General, Bureau of Facilities, with respect to the procurement of space for postal purposes as follows:

1. To make agreements for space on a month to month basis; or
2. To make agreements for space for holiday or seasonal needs for fixed periods not in excess of two months where the rental is not in excess of \$10,000 a month, and to make agreements for space for fixed periods not in excess of six months to meet emergency conditions where the rental is not in excess of \$5,000 a month; or
3. To make lease extension agreements for periods of not in excess of one year where the annual rental is \$7,200 or less; or
4. To accept proposals to lease quarters for postal purposes (including garages and related facilities) when the term of the lease covered by the proposal is for ten years or less and where the annual rental specified in the lease covered by the proposal is \$7,200 or less; or
5. To exercise or reject options to renew leases where the renewal term of the lease under the option is for ten

years or less, and the annual rental is \$7,200 or less; or

6. To execute contracts or agreements for garage or parking space for periods of not in excess of one year where the annual rental is \$7,200 or less; or

7. To cancel contracts or agreements for quarters for postal purposes (including garages and related facilities) entered into or extended under authority of Paragraphs 3 and 6 of this Order;

in the States of Pennsylvania, New Jersey and Delaware.

(B) This order shall be effective July 1, 1956.

(C) This supersedes and cancels Order No. 89, dated August 24, 1955 (20 F. R. 7946).

[Order No. 130]

JUNE 11, 1956.

(A) Pursuant to authority of Order No. 55734, dated September 21, 1954 (19 F. R. 6169), authority is hereby delegated to Henry A. Kresse, Regional Real Estate Manager, Bureau of Facilities, to take final action in the name of Ormonde A. Kieb, Assistant Postmaster General, Bureau of Facilities, with respect to the procurement of space for postal purposes, as follows:

1. To make agreements for space on a month to month basis; or

2. To make agreements for space for holiday or seasonal needs for fixed periods not in excess of two months where the rental is not in excess of \$10,000 a month, and to make agreements for space for fixed periods not in excess of six months to meet emergency conditions where the rental is not in excess of \$5,000 a month; or

3. To make lease extension agreements for periods of not in excess of one year where the annual rental is \$7,200 or less; or

4. To accept proposals to lease quarters for postal purposes (including garages and related facilities) when the term of the lease covered by the proposal is for ten years or less and where the annual rental specified in the lease covered by the proposal is \$7,200 or less; or

5. To exercise or reject options to renew leases where the renewal term of the lease under the option is for ten years or less, and the annual rental is \$7,200 or less; or

6. To execute contracts or agreements for garage or parking space for periods of not in excess of one year where the annual rental is \$7,200 or less; or

7. To cancel contracts or agreements for quarters for postal purposes (including garages and related facilities) entered into or extended under authority of Paragraphs 3 and 6 of this Order; in the State of New York.

(B) This Order shall be effective July 1, 1956.

(C) This supersedes and cancels Order No. 95, dated August 24, 1955 (20 F. R. 7946).

[Order No. 131]

JUNE 11, 1956.

(A) Pursuant to authority of Order No. 55734, dated September 21, 1954, (19

F. R. 6169), authority is hereby delegated to H. Brooks Perring, Regional Real Estate Manager, Bureau of Facilities, to take final action in the name of Ormonde A. Kieb, Assistant Postmaster General, Bureau of Facilities, with respect to the procurement of space for postal purposes, as follows:

1. To make agreements for space on a month to month basis; or

2. To make agreements for space for holiday or seasonal needs for fixed periods not in excess of two months where the rental is not in excess of \$10,000 a month, and to make agreements for space for fixed periods not in excess of six months to meet emergency conditions where the rental is not in excess of \$5,000 a month; or

3. To make lease extension agreements for periods of not in excess of one year where the annual rental is \$7,200 or less; or

4. To accept proposals to lease quarters for postal purposes (including garages and related facilities) when the term of the lease covered by the proposal is for ten years or less and where the annual rental specified in the lease covered by the proposal is \$7,200 or less; or

5. To exercise or reject options to renew leases where the renewal term of the lease under the option is for ten years or less, and the annual rental is \$7,200 or less; or

6. To execute contracts or agreements for garage or parking space for periods of not in excess of one year where the annual rental is \$7,200 or less; or

7. To cancel contracts or agreements for quarters for postal purposes (including garages and related facilities) entered into or extended under authority of Paragraphs 3 and 6 of this Order;

in the District of Columbia and the States of Maryland, Virginia, and West Virginia.

(B) This Order shall be effective July 1, 1956.

(C) This supersedes and cancels Order No. 96, dated August 24, 1955 (20 F. R. 7946).

(R. S. 161, 396, as amended; sec. 1 (b), 63 Stat. 1066; 5 U. S. C. 22, 1332-15, 369)

[SEAL]

ABE MCGREGOR GOFF,

The Solicitor.

[F. R. Doc. 56-5668; Filed, July 16, 1956; 8:46 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

OREGON

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JULY 5, 1956.

The Department of Agriculture has filed an application, Serial No. Oregon 03219, for the withdrawal of the lands described below, from appropriation under the general mining laws.

The applicant desires the land for recreation purposes and associated uses in connection with the administration and management of the Rogue River National Forest.

For a period of 30 days from the date of publication of this notice, persons

having cause may present this objections in writing to the undersigned official of the Bureau of Land Management, Department of the Interior, 1001 NE. Lloyd Boulevard, P. O. Box 3861, Portland 8, Oregon.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

WILLAMETTE MERIDIAN

ROGUE RIVER NATIONAL FOREST

Fish Lake Recreational Area:

T. 36 S., R. 4 E.,

Sec. 34: SE $\frac{1}{4}$ (unsurveyed);

Sec. 35: S $\frac{1}{2}$ (unsurveyed).

T. 37 S., R. 4 E.,

Sec. 2: Lots 1, 2, 3, SW $\frac{1}{4}$ NW $\frac{1}{4}$;

Sec. 3: Lots 1, 2, 3, 4, 5, 6, 7, 8;

Sec. 4: Lots 1, 2, W $\frac{1}{2}$ SE $\frac{1}{4}$.

Dead Indian Soda Springs Recreation Area:

T. 37 S., R. 3 E.,

Sec. 22: S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$.

Lake O'Woods Recreation Area:

T. 36 S., R. 5 E.,

Sec. 34: S $\frac{1}{2}$;

Sec. 35: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ N $\frac{1}{2}$, S $\frac{1}{2}$.

T. 37 S., R. 5 E.,

Sec. 2: Lots 1, 2, NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$;

Sec. 3: Lots 1, 2, 3, 4, 5, 6, 7, 8, E $\frac{1}{2}$ NE $\frac{1}{4}$;

Sec. 10: Lots 1, 2, 3, 4, 5, 6;

Sec. 11: Lots 1, 2, 3, 4, E $\frac{1}{2}$ W $\frac{1}{2}$;

Sec. 14: Lots 1, 2, 3, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$;

Sec. 15: Lots 1, 2, 3, 4, 5, NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$;

Sec. 22: Lot 1, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Four Mile Lake Recreation Area:

T. 35 S., R. 5 E.,

Sec. 31: SE $\frac{1}{4}$ SE $\frac{1}{4}$.

Sec. 32: S $\frac{1}{2}$ S $\frac{1}{2}$.

T. 36 S., R. 5 E.,

Sec. 4: NW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$;

Sec. 5: All;

Sec. 6: NE $\frac{1}{4}$;

Sec. 8: NE $\frac{1}{4}$;

Sec. 9: NW $\frac{1}{4}$.

Recreation Creek Recreation Area:

T. 35 S., R. 6 E.,

Sec. 26: W $\frac{1}{2}$ E $\frac{1}{2}$, E $\frac{1}{2}$ W $\frac{1}{2}$;

Sec. 35: W $\frac{1}{2}$.

Huckleberry City Recreation Area:

T. 31 S., R. 4 E.,

Sec. 15: N $\frac{1}{2}$.

T. 31 S., R. 4 E.,

Sec. 15: N $\frac{1}{2}$.

T. 31 S., R. 4 E.,

Sec. 15: N $\frac{1}{2}$.

Total 6,410.59 acres.

RUSSELL E. GETTY,
Acting State Supervisor.

[F. R. Doc. 56-5678; Filed, July 16, 1956; 8:48 a. m.]

[Area Order 7]

AREA ADMINISTRATIVE OFFICER, AREA III
AND AREA PROCUREMENT AND SUPPLY
OFFICER, AREA III

REDELEGATION OF AUTHORITY WITH RESPECT
TO CONTRACTS AND LEASES

JULY 11, 1956.

Pursuant to the authority contained in section 1 of Order No. 615 of the Director, Bureau of Land Management, the Area Administrative Officer is authorized to enter into contracts for construction, supplies, or services, irrespective of amount, and leases of space in real estate as provided by the above.

The Area Procurement and Supply Officer is authorized to enter into such contracts when the amount in any contract does not exceed \$2,000.

W. B. WALLACE,
Area Administrator.

[F. R. Doc. 56-5662; Filed, July 16, 1956;
8:45 a. m.]

National Park Service

[Region Five, Order 2, Amdt. 2]

NATIONAL PARK SERVICE SUPERINTENDENTS DELEGATION OF AUTHORITY FOR APPROVAL OF PRELIMINARY PLANS FOR CONCESSIONERS' PROJECTS AND FOR ARCHITECTURAL STYLES

1. The following new paragraph is added to section 1:

(f) Approval of preliminary plans for concessioners' projects and approval of preliminary plans which establish the architectural style in a newly developed area or which are a departure from a previous style in an established area.

2. The following new paragraph is added to section 2:

(g) Approval of preliminary plans for concessioners' projects and approval of preliminary plans which establish the architectural style in a newly developed area or which are a departure from a previous style in an established area.

3. The following new paragraph is added to section 3:

(m) Approval of preliminary plans for concessioners' projects and approval of preliminary plans which establish the architectural style in a newly developed area or which are a departure from a previous style in an established area.

DANIEL J. TOBIN,
Regional Director.

[F. R. Doc. 56-5663; Filed, July 16, 1956;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

AUTHORIZATION TO STATE BOARD OF STOCK INSPECTION COMMISSIONERS OF THE STATE OF COLORADO FOR INSPECTION OF LIVESTOCK

The State Board of Stock Inspection Commissioners of the State of Colorado, pursuant to the provisions of section 317 of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 217a), has filed a written application with the Secretary of Agriculture for authority to act as an official livestock inspection agency with respect to livestock originating in or shipped from the State of Colorado. It is found that the applicant is an agency of the State of Colorado, that branding and marking of livestock as a means of establishing ownership prevails by custom or statute in said State, that no other application of a similar nature has been filed with the Department of Agriculture, and that it is necessary to authorize the State Board of Stock Inspection Commissioners of the State of Colorado to

charge and collect a reasonable and non-discriminatory fee at posted stockyards which are subject to the provisions of the act for the inspection of brands, marks, and other identifying characteristics of livestock originating in or shipped from the State of Colorado for the purpose of determining the ownership of such livestock.

Therefore, after consideration of such application and all data, views and argument submitted as a result of the notice of proposed rule making in connection therewith published in the FEDERAL REGISTER on March 20, 1956 (21 F. R. 1735), and pursuant to the provisions of section 317 of the Packers and Stockyards Act, 1921, as amended, the following authorization is granted to become effective 30 days after publication in the FEDERAL REGISTER.

Authorization. The State Board of Stock Inspection Commissioners of the State of Colorado is hereby authorized, with respect to livestock originating in or shipped from the State of Colorado, to charge and collect, at those stockyards posted under the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.), at which the said State Board of Stock Inspection Commissioners of the State of Colorado may register as a market agency to perform such inspection, reasonable and non-discriminatory fees for the inspection of brands, marks and other identifying characteristics of livestock for the purpose of determining the ownership of such livestock. Such charges as are authorized to be made under this authority shall be collected by the market agency or person receiving and disbursing the funds received from the sale of livestock with respect to the inspection of which such charge is made, and shall be paid by it to the said State Board of Stock Inspection Commissioners of the State of Colorado. Such inspection charges and collection of fees shall be subject to the provisions of the Packers and Stockyards Act, 1921, as amended, and the regulations issued thereunder. (7 U. S. C. 217a)

Done at Washington, D. C., this 12th day of July 1956.

[SEAL] FRANK E. BLOOD,
Acting Deputy Administrator,
Agricultural Marketing Service.

[F. R. Doc. 56-5689; Filed, July 16, 1956;
8:52 a. m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board

ALASKA STEAMSHIP COMPANY ET AL.

ANNUAL REVIEW OF BAREBOAT CHARTERS

Notice of tentative finding. In accordance with section 5 (e) (1) of the Merchant Ship Sales Act of 1946, as amended, existing bareboat charters of Government-owned, war-built, dry-cargo vessels have been reviewed as of June 30, 1956.

The Federal Maritime Board has tentatively found that conditions exist justifying the continuance of each of the following charters under the conditions previously certified by the Board:

Charterer and vessel. Alaska Steamship Company; Coastal Monarch, Coastal Rambler, Lucidor, and Palisana.

Coastwise Line: Ira Nelson Morris.
Pacific Far East Line, Inc.: Contest, Flying Dragon, Surprise, Fleetwood, and Sea Serpent.

Any interested party may request a hearing concerning the above-mentioned tentative finding with respect to any of these charters by filing written objections stating the reasons therefor with the Secretary, Federal Maritime Board, within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER.

The findings will become final if no objection thereto or request for a hearing is filed, as provided above. If such hearing is granted, the ultimate resulting finding will be the subject of a report by the Board.

By order of the Federal Maritime Board.

Dated: July 12, 1956.

[SEAL] GEO. A. VIEHMANN,
Assistant Secretary.

[F. R. Doc. 56-5690; Filed, July 16, 1956;
8:52 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6691]

INTERSTATE POWER CO.

NOTICE OF APPLICATION

JULY 10, 1956.

Take notice that on July 3, 1956, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Interstate Power Company ("Applicant"), a corporation organized under the laws of the State of Delaware, and doing business in the States of Illinois, Iowa, Minnesota and South Dakota, with its principal business office at Dubuque, Iowa, seeking an order authorizing Applicant to acquire by purchase from A. O. Fisher ("Seller"), an individual, the local electric distribution facilities serving the Village of Triumph, Minnesota. The consideration to be paid by Applicant aggregates \$135,000, to be paid in six installments. Applicant will not acquire all of Seller's electric operating facilities. Seller will retain all real estate and building, all household appliances for resale, all passenger cars and trucks, all electric generating equipment, all copper wire and wiring supplies normally used for household wiring; all as more fully appears in the application on file with the Commission, which is available for public inspection.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 27th day of July 1956, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 56-5665; Filed, July 16, 1956;
8:45 a. m.]

[Docket Nos. G-9444, G-10345]

MANUFACTURERS LIGHT AND HEAT CO. AND
TRANS-PENN TRANSIT CORP.

NOTICE OF CONTINUANCE OF HEARING

JULY 9, 1956.

Upon consideration of the request by Counsel for The Manufacturers Light and Heat Company for postponement of hearing now scheduled for July 17 in the above-designated matters;

Notice is hereby given that said hearing is hereby postponed to commence at 10:00 a. m., e. d. s. t., September 11, 1956 in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 56-5664; Filed, July 16, 1956;
8:45 a. m.]

[Docket No. G-10460]

EAST TENNESSEE NATURAL GAS CO.

NOTICE OF APPLICATION AND DATE OF
HEARING

JULY 10, 1956.

Take notice that East Tennessee Natural Gas Company (Applicant), a Tennessee corporation with principal place of business at P. O. Box 831, Knoxville 1, Tennessee, filed, on May 24, 1956, an application, as supplemented on June 18 and 22, 1956, for a certificate of public convenience and necessity, pursuant to section 7 (c) of the Natural Gas Act, authorizing Applicant to render service as hereinafter described, subject to the jurisdiction of the Commission, all as more fully represented in the application, as supplemented, which is on file with the Commission and open for public inspection.

Applicant proposes to construct and operate, as an integral part of its existing natural gas system, certain natural gas facilities as hereinafter described which are necessary to the delivery and sale of natural gas in interstate commerce by Applicant, and to sell and deliver natural gas in interstate commerce on a firm basis pursuant to 14-year requirements contracts to the Middle Tennessee Utility District (MTUD) for resale and distribution by MTUD for residential and commercial use.

The facilities proposed to be constructed and operated by Applicant are described as follows:

(a) A physical connection and necessary measuring and regulating equipment to be located on Applicant's existing 22-inch pipeline, at a point approximately seven miles north of Carthage, Tennessee;

(b) A physical connection and necessary measuring and regulating equip-

ment to be located on Applicant's existing 22-inch pipeline, at a point approximately two miles north of Monterey, Tennessee;

(c) A physical connection and necessary measuring and regulating equipment to be located on Applicant's existing 12 $\frac{3}{4}$ -inch pipeline, at Applicant's existing "Chattanooga North" measuring and regulating station; and

(d) A physical connection and necessary measuring and regulating equipment to be located on Applicant's existing 12 $\frac{3}{4}$ -inch pipeline, near the town of Alto, Tennessee.

MTUD proposes to construct and operate four separate gas distribution systems and to sell gas at retail for residential and commercial use in the following communities:

System (1) Carthage, Gordonsville, Alexandria, Watertown, Liberty, Dowelltown, Smithville, Auburndown, Woodbury.

System (2) McMinnville, Centertown, Morrison, Viola.

System (3) Monterey, Sparta, Doyle, Crossville, Homestead.

System (4) Daisy, Soddy, Sale Creek, Graysville, Dayton.

The estimated total gas requirement in Mcf (at 14.9 psia) for the entire MTUD system which applicant proposes to serve are as follows:

	First year	Third year	Fifth year
Annual requirements	1,171,491	1,459,435	1,676,829
Maximum daily demand	13,859	16,975	19,098

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on July 30, 1956, at 9:30 a. m., e. d. s. t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D. C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30 (c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before July 20, 1956. Failure of any party to appear at and participate in the hearings shall be construed as waiver of a concurrence

in omission herein of the intermediate decision procedure in cases where a request therefor is made.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 56-5666; Filed, July 16, 1956;
8:45 a. m.]

VETERANS ADMINISTRATION

ASSISTANT ADMINISTRATOR FOR APPRAISAL
AND SECURITY, ET AL.DELEGATIONS OF AUTHORITY TO ISSUE
SUBPENAS, ETC.

Section 1.1 (appearing in the issues of Saturday, February 21, 1948 (13 F. R. 801) and Saturday, September 24, 1949 (14 F. R. 5855)) is redesignated section 1, and is revised to read as follows:

SECTION 1. *Delegation of authority to employees to issue subpoenas, etc.* (a) Employees occupying or acting in the positions designated in paragraph (b) of this section shall have the power to issue subpoenas for (by countersigning VA Form 2-4003) and compel the attendance of witnesses within a radius of 100 miles from the place of hearing and to require the production of books, papers, documents, and other evidence. Discretion will be used in the exercise of this power which will not be used except when necessary or when the evidence cannot be obtained efficiently in any other way.

(b) Designated positions: Assistant Administrator for Appraisal and Security, Director, Investigation Service, Managers of district offices, regional offices, and centers having district office and/or regional office activities.

(c) Any person required by such subpoena to attend as a witness shall be allowed and paid the same fees and mileage as are paid witnesses in the district courts of the United States. In case of disobedience to any such subpoena, the aid of any district court of the United States or the District Court of the United States in and for the District of Columbia may be invoked in requiring the attendance and testimony of witnesses and the production of documentary evidence, and such court within the jurisdiction of which the inquiry is carried on may, in case of contumacy or refusal to obey a subpoena issued to any officer, agent, or employee of any corporation or to any other person, issue an order requiring such corporation or other person to appear or to give evidence touching the matter in question; and any failure to obey such order of the court may be punished by such court as a contempt thereof.

[SEAL]

JOHN S. PATTERSON,
Deputy Administrator.[F. R. Doc. 56-5673; Filed, July 16, 1956;
8:47 a. m.]